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# LAWS

OF THE

## GENERAL ASSEMBLY

OF THE

# STATE OF PENNSYLVANIA,

PASSED AT THE

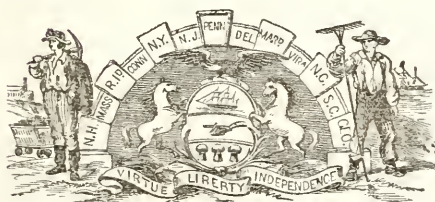
## SESSION OF 1865,

In the Eighty-Ninth Year of Independence.

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With an Appendix.

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HARRISBURG:

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BY AUTHORITY.



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# L A W S

OF THE

## COMMONWEALTH OF PENNSYLVANIA.

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No. 1.

### *A Further Supplement*

To an act to enable joint tenants, tenants in common, and adjoining owners of mineral lands, in this commonwealth, to manage and develop the same, approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-four, to authorize the formation of companies to manufacture, and dispose of, barrels and other wooden vessels.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any five, or more, persons, who may be joint owners, tenants in common, joint tenants, or lessees, of timber lands, within this commonwealth, to form a company, under the provisions of the act, to which this is a supplement, and of the several supplements thereto, for the purpose of manufacturing barrels, and other wooden vessels, by machinery, and selling the same : *Provided*, That such object of the company be stated in their certificate for incorporation.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

## No. 2.

## A Supplement

To an act for the regulation of the militia of this commonwealth, approved April second, one thousand eight hundred and twenty-two, and to an act, entitled "An Act for the organization, discipline and regulation of the militia of the commonwealth of Pennsylvania," approved May fourth, one thousand eight hundred and sixty-four, and also to the supplement thereto, approved August twenty-second, one thousand eight hundred and sixty-four.

Repeal of certain sections.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sixty-first section of the act, entitled "An Act for the regulation of the militia of this commonwealth," approved April second, one thousand eight hundred and twenty-two, and the fifth section of the act, approved May fourth, one thousand eight hundred and sixty-four, entitled "An Act for the organization, discipline and regulation of the militia of the commonwealth of Pennsylvania," be and the same are hereby repealed; and that in lieu thereof, the governor be and is hereby authorized to form, adopt and prescribe such rules and regulations, and appoint such officers, and fix their compensation, for the purpose of drafting the militia, when such process may be required, as to him may seem best and most expedient in the premises.

Certain section amended.

SECTION 2. That the fifth section of the act, approved twenty-second day of August, one thousand eight hundred and sixty-four, entitled "A supplement to an act, entitled 'An Act for the organization, discipline and regulation of the militia of the commonwealth of Pennsylvania,' approved May the fourth, one thousand eight hundred and sixty-four," be amended, so as to strike out the word "three" in the tenth line thereof, and in lieu thereof to insert the word "one," and also, to strike out, in the sixteenth and seventeenth lines thereof, the words, "the companies shall have the right to elect their company officers," and insert in lieu thereof the words, "line officers."

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 3.

**An Act**

To extend the provisions of an act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, approved July eighteenth, one thousand eight hundred and sixty three, and the supplements thereto, to the counties of Westmoreland and Armstrong.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes," approved July eighteenth, Anno Domini eighteen hundred and sixty-three, and the supplements thereto, be and the same are hereby extended to the counties of Westmoreland and Armstrong.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**

Speaker of the Senate.

We do hereby certify, that the bill, No. 5, entitled "An Act to extend the provisions of an act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, approved July eighteenth, Anno Domini eighteen hundred and sixty-three, and the supplements thereto, to the counties of Westmoreland and Armstrong," was presented to the governor, on the first day of February, Anno Domini one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

**ADIN W. BENEDICT,**

Clerk of the House of Representatives.

**GEO. W. HAMERSLY,**

Clerk of the Senate.

HARRISBURG, February 15, 1865.



## LAWS OF PENNSYLVANIA,

No. 4.

*An Act*

To validate the assessment of bounty taxes, exceeding two per centum, when assessed prior to the passage of the law limiting the amount thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all assessments of bounty taxes, made by any municipal corporation in this commonwealth, prior to the twenty-fifth day of August, one thousand eight hundred and sixty-four, to a greater amount than two per centum, shall be and they are hereby legalized, and made valid, and such taxes shall and may be collected, in like manner, and with like effect, as though the fourth section of the act, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four," (which said supplement was approved on the twenty-fifth day of August, one thousand eight hundred and sixty-four,) had not been passed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 5.

*An Act*

To increase the fees of mercantile appraisers in certain counties of this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fees of the appraisers of mercantile taxes, for each certificate of license issued, shall be fifty cents, instead of thir-

ty-seven and a-half cents, as now provided by law ; and the said mercantile appraisers shall also be allowed six cents per mile circular, for all necessary travel, in the manner now provided by law, in lieu of three cents per mile, heretofore provided ; and that all laws inconsistent herewith, are hereby repealed : *Provided*, That this act shall not apply to the city of Philadelphia and county of Allegheny.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 6.

## A Further Supplement

To the act for the adjudication and payment of certain military claims, approved April sixteenth, one thousand eight hundred and sixty-two.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any person shall have died, having valid claims against the commonwealth of Pennsylvania, according to the provisions of the act to which this is a supplement, and the various supplements thereto, the order of payment shall be :

*Order first,* If the deceased was married, payment will be made, first, to the widow ; second, if no widow, to the child, or children, (if minors, to a guardian.)

*Order second,* If the claimant died unmarried, first, to the father ; second, if the father is dead, to the mother ; third, if both parents are dead, to the brothers and sisters collectively ; lastly, to the heirs general.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

## No. 7.

*A Supplement*

To an act enabling banks of this commonwealth to become associations, for the purpose of banking under the laws of the United States.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, passed the twenty-second day of August, Anno Domini, one thousand eight hundred and sixty-four, be and the same are hereby extended to January first, Anno Domini, one thousand eight hundred and sixty-six.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini, one thousand eight hundred and sixty-five.

A. G. CURTIN.

## No. 8.

*A Supplement*

To an act, entitled "An Act relative to landlords and tenants," approved the fourteenth day of December, Anno Domini one thousand eight hundred and sixty-three.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any person or persons shall, or may, be the tenant, lessee or occupant, of any house or tenement, belonging to another, occupying the same, under an agreement, verbal or written, to perform labor or services, for the owner, or owners, or lessors of said house or tenement, in addition to the rent reserved for the use of said house or tenement, whilst he or they shall so occupy the same, and shall, during such occupancy, refuse or neglect to perform such labor, or render such services, it shall and may be lawful, for such owner or owners, or lessor or lessors, his, her or their agent or attor-

ney, to dispossess such tenant or tenants, in the manner now provided by the act of assembly, approved the fourteenth day of December, Anno Domini one thousand eight hundred and sixty-three, after giving ten days' notice to said tenant or tenants, to surrender the possession of the house or tenement, in his, her or their possession, and on due proof to the justice, of the neglect of said tenant or tenants, to perform such labor, or render such services, according to the agreement, the justice shall have power to declare the lease or agreement, by which any such house or tenement is held, to be absolutely null and void, and render judgment, and issue execution, as is provided by said act, to which this is a supplement : *Provided*, That the defendant may, at any time, within ten days after the rendition of judgment, appeal to the court of common pleas, in the manner provided in the first section of an act relative to landlords and tenants, approved April third, one thousand eight hundred and thirty : *And provided further*, That such appeal shall not be a *supersedeas* to the warrant of possession aforesaid, but shall be tried in the same manner as actions of ejectment ; and if the jury shall find in favor of the tenant, they shall also assess the damages, which he shall have sustained by reason of his removal from the premises, and for the amount, found by the jury, judgment shall be rendered in his favor, with costs of suit, and that he recover possession of the premises ; and he shall have the necessary writ or writs of execution, to enforce said judgment : *And provided further*, That the tenant may have a writ of *certiorari*, to remove the proceedings of the justice, as in other cases.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURKELL,

Speaker of the Senate.

We do certify, that the bill, No. 60, entitled "A supplement to an act relative to landlords and tenants, approved the fourteenth day of December, Anno Domini one thousand eight hundred and sixty-three," was presented to the governor, on the twenty-fourth day of February, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him ; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, March 14, 1865.



## No. 9.

*A Further Supplement*

To the act for the organization, discipline, and regulation of the militia of the commonwealth of Pennsylvania, approved March fourth, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the powers conferred upon the governor of Pennsylvania, by the act, to which this is a supplement, and the several supplements thereto, the governor is hereby authorized to uniform, with caps, pants and blouses, such militia companies, in the border counties, engaged, under the militia laws of this state, for local defence, as in his judgment may be necessary: *Provided*, That the whole number, so uniformed, shall not exceed three thousand, and that they shall not be paid for their services, at any time, unless called out by proclamation of the governor: *And provided further*, That the said uniforms shall be issued under such orders and regulations, as may be deemed, by the governor, best calculated to prevent the use of said uniforms, by the holders thereof, excepting when performing military duty.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

## No. 10.

*An Act*

To provide for the ordinary expenses of the Government, and other general and specific appropriations.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the following sums be and the same are hereby specifically appropriated, to the several objects hereinafter named, for the year commencing on the first day of June, Anno Domini one thousand eight hundred and sixty-five, to be paid out of any money in the treasury not otherwise appropriated :

Appropriations.

SECTION 2. For the salary of the governor of the commonwealth, four thousand dollars.

Salary of governor and heads of departments.

For the salary of the secretary of the commonwealth, two thousand dollars, to take effect from June, one thousand eight hundred and sixty four.

For the salary of the deputy secretary of the commonwealth, one thousand six hundred dollars.

For the salary of the auditor general, two thousand dollars, and a further sum of three hundred dollars, out of the surplus fund in the treasury on the thirteenth day of November, one thousand eight hundred and sixty-four, from receipts under the free banking system, after paying expenses thereof, for his services in connection with said system.

For the salary of the surveyor general, one thousand six hundred dollars.

For the salary of the attorney general, three thousand dollars.

For the salary of the state treasurer, one thousand seven hundred dollars.

For the salary of the superintendent of common schools, one thousand eight hundred dollars.

For the salary of the state librarian, one thousand dollars.

For the salary of the superintendent of public printing, eight hundred dollars, and for office rent, ninety dollars, or so much thereof, as may be expended therefor ; and the said superintendent of public printing shall, hereafter, report annually, to the legislature, the amount of public printing done, of every kind, and the quantity of paper purchased, and the prices paid for each ; that the superintendent of public printing is, hereafter, required to be and remain in Harrisburg, three days of each and every week.

Superintendent of public printing.

SECTION 3 For the salary of the private secretary of the governor, fifteen hundred dollars ; and the governor is hereby authorized to employ a military secretary, at a salary of one hundred and twenty-five dollars per month, so long as the services of said secretary may be necessary, which amount shall be paid, by the state treasurer, upon the warrant of the governor.

Executive department.

For messenger in executive department, eight hundred dollars.

For the salary of one clerk and messenger, employed in the military department, of the executive office, the sum of eight hundred dollars.

For postage, stationery, and other incidental expenses, the sum of seven hundred dollars, and for deficiency in the appropriation, for the year one thousand eight hundred and sixty-four, for postage and other incidental expenses, the sum of two hundred dollars.

SECTION 4. For the salary of the chief clerk in the office of the secretary of the commonwealth, one thousand five hun-

Clerk hire, &c., in state department. dred dollars, and the further sum of two hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the military clerk, one thousand two hundred dollars, and the further sum of two hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the commission clerk, one thousand two hundred dollars, and the further sum of two hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the first transcribing clerk, one thousand two hundred dollars, and the further sum of two hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the second transcribing clerk, twelve hundred dollars, and the further sum of two hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the third transcribing clerk, twelve hundred dollars, and the further sum of two hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the record clerk, one thousand two hundred dollars, from the first of August, one thousand eight hundred and sixty-four.

For the salary of two additional clerks, the sum of two thousand four hundred dollars, or twelve hundred dollars for each clerk, to take effect from the passage of this act.

For the salary of the messenger in the state department, eight hundred dollars.

For the salary of the assistant messenger in the state department, two hundred and forty dollars.

For postage, telegrams, freights and express charges in the state department, eighteen hundred dollars, or so much thereof as may be necessary.

For blank books, one hundred dollars, or so much thereof as may be necessary.

For stationery, nine hundred dollars, or so much thereof as may be necessary.

For fuel and lights in the state department, one hundred and fifty dollars, or so much thereof as may be necessary.

For cleaning of offices, one hundred and twenty-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses, three hundred dollars, or so much thereof as may be necessary.

For carpeting and re-fitting the executive chamber and antechamber, one thousand dollars, or so much thereof as may be necessary.

Auditor general's office.

SECTION 5. For the salary of the chief clerk in the auditor general's office, one thousand seven hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the clerk in the banking department, one thousand four hundred dollars, and the further sum of one hun-

dred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the clerk in department for settling accounts of county treasurers, prothonotaries, registers, recorders, clerks of the courts, et cetera, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of the clerk for settling the accounts of corporations and in charge of the business with foreign insurance companies, reports of railroads and manufacturing companies, et cetera, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of warrant and bond clerk, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of registering and copying clerk, one thousand two hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the salary of clerk in charge of papers relating to the public improvements formerly owned by the state, for settling accounts of military disbursing officers, and assisting chief, corporation and warrant clerks, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For salary of clerk for copying accounts, appeals, correspondence, reports, et cetera, twelve hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For the military claim and warrant clerk in the auditor general's office, the sum of twelve hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, one thousand eight hundred and sixty-four.

For salary of messenger, eight hundred dollars.

For postage and telegrams, six hundred dollars, or so much thereof as may be necessary.

For stationery, four hundred dollars, or so much thereof as may be necessary.

For fuel, one hundred and fifty dollars, or so much thereof as may be necessary.

For miscellaneous expenses of the office, one hundred and fifty dollars, or so much thereof as may be necessary.

**SECTION 6.** For the salary of eight clerks in the surveyor general's office, the sum of one thousand four hundred dollars each. Surveyor general's office.

For the salary of the chief clerk in the surveyor general's office, the sum of one thousand six hundred dollars.

For the salary of the temporary clerks, the sum of one hundred dollars per month to each clerk, and the number and time for which they are employed shall be subject to the approval of the governor.



For the salary of messenger, eight hundred dollars.

For postage in the office of the surveyor general, three hundred and seventy-five dollars, or so much thereof as may be necessary.

For stationery, five hundred dollars, or so much thereof as may be necessary.

For cleaning office and miscellaneous expenses, one hundred and forty dollars, or so much thereof as may be necessary.

For fuel, one hundred and twenty-five dollars, or so much thereof as may be necessary.

Attorney general's office.

SECTION 7. For the salary of the clerk in the office of the attorney general, fifteen hundred dollars.

For the contingent expenses in the attorney general's office, three hundred and fifty dollars, or so much thereof as may be necessary.

State treasury.

SECTION 8. For the salary of the chief clerk in the office of the state treasurer, one thousand eight hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, one thousand eight hundred and sixty-four.

For the salary of the book-keeper, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, one thousand eight hundred and sixty-four.

For the salary of the account clerk, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, one thousand eight hundred and sixty-four.

For the salary of the recording clerk, one thousand two hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, one thousand eight hundred and sixty-four.

For the salary of the messenger, and night-watch, of the treasury department, seven hundred and fifty dollars, and the further sum of one hundred dollars, to be computed from the first day of May, one thousand eight hundred and sixty-four.

For postage and telegrams in the treasury department, four hundred dollars, or so much thereof as may be necessary.

For stationery and blank books, three hundred dollars, or so much thereof as may be necessary.

For express charges, one hundred dollars, or so much thereof as may be necessary.

For fuel and light, seventy-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses, one hundred and seventy-five dollars, or so much thereof as may be necessary.

For engraving plate and printing new checks, one hundred and fifty dollars, or so much thereof as may be necessary; and for re-fitting and furnishing the treasury department, fifteen hundred dollars, or so much thereof as may be necessary.

Commissioners of sinking fund and clerk hire.

SECTION 9. That the state treasurer is hereby required to pay, to each of the commissioners of the sinking fund, the sum of three hundred dollars, and they are hereby authorized and required to impose the duties of clerk, to said commissioners,

upon one of the clerks of the treasurer's department, at an increased salary not exceeding two hundred dollars per annum.

SECTION 10 For the salary of the assistant adjutant general, the sum of one thousand six hundred dollars. Adjutant general's office.

For the salary of the chief clerk, the sum of one thousand two hundred dollars.

For the salary of the pay department clerk, the sum of eleven hundred dollars.

For the salary of the register and recording clerk, eleven hundred dollars.

For the salary of the messenger, the sum of eight hundred dollars.

For postage, telegrams and express charges, the sum of twelve hundred dollars, or so much thereof as may be necessary.

For blank books, the sum of fifty dollars.

For stationery, the sum of six hundred and fifty dollars.

For lights, the sum of fifty dollars.

For cleaning office and ordinary repairs, the sum of one hundred and fifty dollars.

For miscellaneous expenses, the sum of one hundred dollars.

For disbursements as ex-officio paymaster general of the state, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

SECTION 11. To the assistant quartermaster at Harrisburg, Quartermaster general's office.  
eighteen hundred dollars.

To the chief clerk, one thousand three hundred dollars.

For special clerks, required in emergencies, the sum of fifteen hundred dollars, or so much thereof as may be necessary.

To the messenger, three hundred dollars.

For stationery, postage, and so forth, two hundred dollars.

For express and telegraph charges, one hundred and fifty dollars.

For printing and advertising, one hundred dollars.

SECTION 12. For the salary of two clerks, in the office of Board of military claims.  
the board of military claims, the sum of one thousand three hundred dollars each.

To the assistant commissary general, fifteen hundred dollars.

For the salary of one messenger, the sum of eight hundred dollars; for postage, stationery and incidental expenses of said office, seven hundred dollars, or so much thereof as may be necessary.

SECTION 13. For the salary of the assistant surgeon general, Surgeon general's office.  
the sum of two thousand three hundred dollars.

For the salary of two clerks in the office of the surgeon general, eleven hundred dollars each.

For the salary of messenger, the sum of three hundred dollars.

For stationery, express charges, fuel and light, the sum of one hundred and fifty dollars.

For postage and telegraph dispatches, the sum of two hundred and fifty dollars.



For printing and advertising, the sum of one hundred and fifty dollars, or so much thereof as may be necessary.

For expenses of the state medical board, the sum of six hundred dollars, or so much thereof as may be necessary.

Expenses of  
care of sick  
and wounded  
soldiers.

For expenses to be incurred, in looking after and providing for sick and wounded Pennsylvania soldiers, and expenses of governor, surgeon general, volunteer aid corps of surgeons, and commissioners engaged in this service, the sum of three thousand five hundred dollars, or so much thereof as may be necessary.

Transportation  
and telegraph  
department.

SECTION 14. For the cost of transportation, for the year, ending first day of June, one thousand eight hundred and sixty-six, thirty thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general, in the usual manner; and the chief of transportation is authorized to pay, out of said sum, the expense of disinterring, and carrying to the place of burial, the bodies of deceased soldiers of Pennsylvania regiments, and to defray the expenses of telegraphing, during the same period, eight thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general, in the usual manner.

For the salary of the chief of transportation department, fifteen hundred dollars; one permanent clerk, one thousand three hundred dollars, and the further sum of two hundred dollars to Richard Miles, the present incumbent, for services rendered.

For messenger, one hundred and fifty dollars.

For postage, stationery, fuel and incidental expenses, three hundred dollars, or so much thereof as may be necessary.

Inspector gen-  
eral's office.

SECTION 15. For the salary of the clerk in the office of the inspector general, twelve hundred dollars.

For the salary of the messenger, six hundred dollars.

For postage and telegraphing, one hundred and fifty dollars, or so much thereof as may be necessary.

For stationery, blank books and printing, two hundred and fifty dollars, or so much thereof as may be necessary.

For cleaning office, and miscellaneous expenses, thirty dollars, or so much thereof as may be necessary.

David J. Unger.

SECTION 16. For the payment of the claim of David J. Unger, assistant quartermaster, at Camp Curtin, as settled by the accountant department of this commonwealth, and approved by the governor, the sum of five hundred dollars.

Pensions and  
gratuities.

SECTION 17. For the payment of pensions and gratuities, the sum of seven thousand dollars, and such further sums as may be necessary to pay to the widows and children of deceased soldiers, such sum or sums as they may be entitled to receive according to law.

School depart-  
ment.

SECTION 18. For the salary of the deputy superintendent of common schools, one thousand six hundred dollars.

For the salary of the warrant clerk in the school department, one thousand two hundred dollars.

For the salary of the report clerk, one thousand two hundred dollars.

For the salary of the letter clerk, one thousand two hundred dollars.

For the salary of the messenger, nine hundred dollars, to be computed from the first day of June, one thousand eight hundred and sixty-four.

For stationery and blank books, in the school department, three hundred dollars, or so much thereof as may be necessary.

For postage, telegrams and express expenses, one thousand dollars, or so much thereof as may be necessary.

For cleaning office, and miscellaneous expenses of the school department, one hundred and ten dollars, or so much thereof as may be necessary.

For expenses in packing and distributing blank forms, reports, school laws and decisions, to the school districts of the state, six hundred dollars, or so much thereof as may be necessary.

For traveling expenses, on official business of the department, three hundred dollars, or so much thereof as may be necessary.

SECTION 19. For the support of the common schools, to be paid on warrants, to be drawn by the superintendent, in favor of the several school districts of the commonwealth, the sum of three hundred and fifty-four thousand four hundred and thirty-six dollars, inclusive of the salaries of the county superintendents, and of five thousand dollars to the state normal school of the fifth district, at Mansfield, Tioga county, and of five thousand dollars to the state normal school of the second district, at Millersville, Lancaster county, and of five thousand dollars to the state normal school of the twelfth district, at Edinboro', Erie county, and of one dollar a year for one copy of the Pennsylvania School Journal, to be subscribed for and sent to each board of school directors in the state, for public use, according to the act of assembly, approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-five, for the school year which will begin on the first Monday in June, Anno Domini one thousand eight hundred and sixty-five, to be accounted for in the usual manner: *Provided*, That the city of Philadelphia shall be entitled to a proportion on said basis, without contributing to the salaries of the county superintendents.

Common and  
Normalschools.

Proviso.

SECTION 20. For the salary of assistant librarian, five hundred and fifty dollars.

State library.

For the purchase of law and miscellaneous books, six hundred dollars.

For the exchange of law books, including Purdon's Digest, three hundred and fifty dollars, or so much thereof as may be necessary.

For postage, freight on books, stationery, purchasing books, cleansing apartments, making fires, et cetera, three hundred dollars, or so much thereof as may be necessary.

For binding, one hundred dollars, or so much thereof as may be necessary.

SECTION 21. For the salaries of the judges of the supreme court, the sum of twenty-three thousand eight hundred dollars, of which the chief justice is to receive five thousand dollars, and each associate four thousand seven hundred dollars, for

Judges of su-  
preme court.

the present year, to be in lieu of all daily pay, mileage, or other expenses now allowed by any law.

Judges, Philadelphia.

SECTION 22. For the payment of the salaries of the judges of the district court, and the judges of the court of common pleas, of the city of Philadelphia, the sum of twenty-four thousand dollars, or four thousand dollars to each judge for the present year.

Judges, Allegheny county.

SECTION 23. For the payment of the judges of the district court, and the president and assistant law judges of the court of common pleas, of the county of Allegheny, nineteen thousand five hundred dollars, or three thousand nine hundred dollars to each one of the law judges, for the present year.

Judges of courts of common pleas.

SECTION 24. For the payment of the salaries and mileage of the president, additional and associate law judges, of the several courts of common pleas, in this commonwealth, except in the city of Philadelphia, and the county of Allegheny, the sum of eighty-six thousand dollars, or so much thereof, as may be necessary, each president and law judge, to receive three thousand dollars salary, during the present year; and to the president judge of the twelfth judicial district, the further sum of three hundred dollars, for the present year, in addition to the amount now allowed by law, for extra services, in trying the commonwealth civil cases, in the county of Dauphin.

Associate judges.

SECTION 25. For the payment of the salaries and mileage of the associate judges, of the courts of this commonwealth, the sum of fifty thousand dollars, or so much thereof, as may be necessary, each associate judge to receive twenty-five per cent. in addition to the salaries now allowed by law.

Interest on state debt.

SECTION 26. For the payment of the interest on the funded debt of the commonwealth, which will fall due on the first days of July and August, Anno Domini one thousand eight hundred and sixty-five, and on the first days of January and February, Anno Domini one thousand eight hundred and sixty-six, the sum of one million nine hundred and seventy-six thousand seven hundred and seventy-three dollars, or so much thereof as may be necessary.

Public printing

SECTION 27. For the public printing, folding, stitching and binding, thirty-five thousand dollars, or so much thereof as may be necessary, on settlement of the account of the public printer, according to law: *Provided*, That the state printers shall be allowed an increase for the blanks printed under their contract, between the first day of July, Anno Domini one thousand eight hundred and sixty-four, and the first day of July, Anno Domini one thousand eight hundred and sixty-five, equal to fifteen cents per pound on the paper used in such blanks.

Increase for blanks allowed.

Legislature.

SECTION 28. For the payment of the expenses of the legislature, including the pay and mileage of members, clerks, and officers thereof, and the amount authorized by law for stationery, et cetera, the sum of one hundred and ninety thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general, according to law; and that each member shall receive three hundred dollars, and the chief, assistant and transcribing clerks of the House of Representatives and Senate, shall each receive two hundred and fifty dollars, in addition to their present salary.

Additional compensation to clerks.



SECTION 29. For packing and distributing the laws and journals of the legislature, to be performed under the direction of the secretary of the commonwealth, seven hundred dollars, or so much thereof as may be necessary. Packing and distributing laws.

SECTION 30. For miscellaneous expenses, to be first audited by the auditor general, before being paid by the state treasurer, the sum of seven thousand dollars, or so much thereof as may be necessary. Miscellaneous expenses.

SECTION 31. For the payment to the city of Harrisburg for supplying the public buildings with water, according to the act of April twenty-eighth, Anno Domini one thousand eight hundred and forty, the sum of six hundred dollars; and also, for gas for the public buildings and walks, such amount as may be found due the Harrisburg gas company, on the contract with the company, and upon a regular account being rendered to the auditor general, who is hereby authorized to examine and settle the same, in the same mode and manner as other accounts are settled in said department, in pursuance of its charter and supplement, to be paid on the warrant of the auditor general. Water and gas for public buildings.

SECTION 32. For the superintendent and watchman of the public buildings and grounds, the sum of three dollars and fifty cents per day, during the period of his appointment; and that the said superintendent of public buildings, under the supervision and order of the governor, is hereby authorized to make a sewer from the executive department, purchase trees and shrubbery for the public grounds, make the necessary repairs to the executive mansion, land department and executive department building, and expenditures for wages and incidental expenses, and the accounts therefor to be settled by the auditor general, and paid in the usual manner. Public buildings and grounds.

For necessary repairs to the governor's mansion, and for a deficit in the former appropriation for furnishing the same, the sum of twenty-five hundred dollars, or so much thereof as may be necessary, to be expended by the superintendent, under the direction of the governor, and the accounts to be settled by the auditor general, and paid in the usual manner. Governor's mansion.

And that the clerks of the two houses be, and they are hereby, authorized to make all necessary repairs to the capitol building, except the library rooms, the accounts to be settled in the usual manner by the auditor general, and paid upon the joint order of said clerks. Repairs to capitol building.

And the said superintendent of public buildings and clerks of the two houses, shall make a detailed statement to the next legislature, of all the expenditures aforesaid, and to whom paid.

SECTION 33. For George Bergner, eleven dollars per page for the Legislative Record, published during the present session of the legislature, as per contract, the amount to be certified by the superintendent of public printing, and upon such certificate, the state treasurer shall pay the same; and for making an index to the same, the further sum of one hundred and fifty dollars is appropriated to the publisher of the Record: *Provided*, That the making of the index does not detain the forwarding of the bound copies, more than four weeks after George Bergner, publication of Record.

- Contract to continue. the adjournment of the legislature ; and the said publisher is hereby authorized to continue the publication of said Record, at the next session of the legislature, under the terms and conditions of the existing contract, until the two houses otherwise order, or a new contract is made for such publication.
- Fire companies, Harrisburg. SECTION 34. For the fire companies of the city of Harrisburg, the sum of seven hundred dollars, to be distributed in equal amounts, to, and among, said companies.
- Transcribing for committees. SECTION 35. For transcribing for the committee of ways and means, to be paid on the order of the chairman, the sum of thirty dollars ; for transcribing for finance committee of the Senate, to be paid on the order of the chairman, the sum of thirty dollars.
- Miscellaneous expenses, &c., of chief clerks of Senate and House. SECTION 36. That the state treasurer is hereby authorized, and directed, to pay each of the chief clerks of the Senate and House of Representatives, the usual per diem, for ten days' service, after the close of the session, and the usual per diem to three additional officers, who may be kept, by each clerk, to assist him in his duties ; and to the chief clerk of the Senate and House, for the expense of indexing the journals, the sum of one hundred and fifty dollars, each ; and for miscellaneous expenses of the chief clerks of the Senate and House of Representatives, attendant upon their duties during the recess, each, the sum of one hundred dollars ; and that the pasters and folders of the House shall be entitled to the same compensation as the assistant door-keepers.
- John A. Smull. SECTION 37. For the payment of John A. Smull, for his services to the House of Representatives, as an assistant clerk for the present session, and for services during the recess, filing away and taking charge of the papers and documents, the sum of one thousand dollars ; and it shall be his duty to receive, from the state printers, the bound copies of the Daily Record, and forward the same to the address of the members of the legislature, as soon as practicable after the adjournment ; and he shall also receive the same additional compensation, as is allowed to the clerks, by sections, twenty-eight and forty-one of this act.
- Pages. SECTION 38. That the state treasurer is hereby authorized to pay to the chief clerk of the Senate and House of Representatives the sum of one dollar and twenty-five cents per day, for each of the pages employed by the Senate and House, during the present session, the vouchers for the same to be furnished in the usual manner.
- Keepers of closets, &c. SECTION 39. That the state treasurer is authorized to pay to the chief clerk of the House the sum of three dollars per day, for each day employed, the number of days to be certified by the clerk of the House, for the persons engaged in cleansing and keeping in order the closets in the basement of the capitol, and also, to the two door-keepers in the rotunda, the sum of two dollars per day, the actual number of days employed to be certified to by the clerk of the House.
- Firemen. SECTION 40. For the payment of the firemen having in charge the furnaces in the basement, the sum of three dollars per day, the actual number of days employed to be certified to by the clerks of the two houses.



SECTION 41. For the payment of express charges, packing and distributing bound copies of the Daily Legislative Record, and for the expense of folding and mailing the back numbers of the Daily Record for the members of the House of Representatives, the sum of four hundred dollars, or so much thereof as may be necessary, to be disbursed by the clerk of the House of Representatives; and for the payment of express charges, packing and distributing bound copies of the Daily Legislative Record, and for the expense of folding and mailing the back numbers of the Daily Record for the members of the Senate, the sum of two hundred and fifty dollars, or so much thereof as may be necessary, to be disbursed by the clerk of the Senate; and to the several officers of the Senate and House of Representatives, whether elected or appointed, except the speaker and pages, an extra allowance as follows, viz: to the chief clerks, assistant clerks and transcribing clerks, the sum of one hundred and fifty dollars, and to each of the other officers, the sum of three hundred dollars, in addition to the pay and salary now allowed by law, for services during the present session; to the several pages, the sum of ten dollars extra, and to the several women employed by the clerks of the two houses to cleanse the halls, the sum of twenty dollars extra.

Packing and distributing the Daily Record.

Extra compensation to officers of the legislature, &c.

SECTION 42. That all annual salaries herein provided for, and also, all appropriations to penitentiaries and houses of refuge and charitable institutions, shall be paid quarterly, at the office of the state treasurer, unless otherwise provided by law; and that no money, appropriated by this act for any specific object, shall be applied to any other in any of the charitable institutions, penitentiaries or houses of refuge.

Salaries and appropriations, how to be paid.

SECTION 43. That for expenses incurred under authority of a resolution of the House directing certain mail matter to be sent by express for the members of the House, the sum of six hundred dollars, or so much thereof as may be necessary, to be paid to the clerk of the House; to Jacob Styer, for extra services as librarian, and for twenty-five days' service during the recess, at the same rate as a transcribing clerk, the said librarian to place forty copies of the Daily Legislative Record at the public bindery to be bound, thirty-five copies for the use of the senators and principal clerks, four copies for the state library, and one to be reserved for the use of the Senate, and to be distributed to the senators and clerks, with the laws and journals, by the secretary of the commonwealth; and to John A. Smull, the sum of one hundred dollars, for taking charge of the archives of the House of Representatives, during the recess of one thousand eight hundred and sixty-four, and two hundred dollars to Jacob Styer, for similar services on the part of the Senate, during the recess of one thousand eight hundred and sixty-five.

Packing and distributing documents.

Jacob Styer.

John A. Smull.

Jacob Styer.

SECTION 44. To William L. Cooper, for services rendered the House of Representatives, and to L. Quincy Hoover, for services rendered the Senate, the same pay, and extra compensation, of an assistant door-keeper, during the present session.

Wm. L. Cooper.  
Quincy Hoover.

SECTION 45. For the salary of assistant postmaster of the

Assistant post-master. House of Representatives, the same pay and mileage of a transcribing clerk; and to the messenger and assistant mes-

Messenger and assistant messenger of the Senate, the same pay as a transcribing clerk.

Expenses of special committees of legislature. SECTION 46. That each member of any committee, appointed by the House or Senate, not otherwise herein provided for, and required to leave the city of Harrisburg, in the discharge of his duties, shall be entitled to the amount of fifty dollars; and to the sergeant-at-arms and witnesses, who were in attendance before said committees, the usual per diem and mileage; and to the sergeant-at-arms, the actual expenses incurred by said committee, to be certified to by the chairman of such committee; to each member of the committee appointed to investigate the matter of alleged frauds, by prothonotaries and return judges, in throwing out the votes of soldiers, in actual military service, one hundred dollars; and also, to the special committee appointed to investigate frauds committed upon soldiers, and upon the government, fifty dollars; and to the witnesses, who were subpœnaed before the said committee, the usual per diem and mileage, and to the sergeant-at-arms of the House of Representatives, the actual expenses incurred by said committees; also, for subpœnaing witnesses before said committees, the usual fees, per diem, mileage, and expenses, and attendance upon said committees, all of the above to be certified by each chairman of the said committees; also, to J. R. Dunglinson, and Major John S. Detwiler, each, the usual per diem and mileage, for the number of days employed as clerks of said committees, the same to be certified by the chairman of their respective committees; and to the chairman of the committee to revise the Gettysburg cemetery report, one hundred dollars; and also, to the sergeant-at-arms of the House of Representatives, for serving the speaker's writ to the sheriffs of Washington and Beaver counties, the usual mileage and expenses, to be certified to by the speaker of the House; also, to the sergeant-at-arms of the House, for subpœnas for witnesses, the usual fees, per diem pay, mileage and expenses of the several contested election cases, to be certified by the chairman of each committee.

J. R. Dunglinson. SECTION 47. For the payment of reverend Bryan S. Hill, member of the House of Representatives, for extra services in the House of Representatives, the sum of three hundred dollars.

Major John S. Detwiler. For the payment of reverend John W. Davis, for one year's services, in the performance of the duties of chaplain, at Camp Curtin, the sum of six hundred dollars.

Gettysburg cemetery report. SECTION 48. That the state treasurer is hereby authorized to pay, out of any money in the treasury, not otherwise appropriated, the necessary expenses of the Pennsylvania agents at Washington, and in the army of the south-west, as authorized by the act of the fourth of May, one thousand eight hundred and sixty-four; and the said agent at Washington is hereby authorized to employ one additional clerk, at a salary, not exceeding one hundred dollars per month, and such further sum, not exceeding five thousand dollars, for regimental flags for regiments, either organized, or to be organized, and sent to the field.

Serving writs, and subpœnas.

Bryan S. Hill.

John W. Davis.

State agents.

SECTION 49. For the payment to the trustees of the Locust Street Methodist Episcopal church, of the city of Harrisburg, for rent of house on Front street, in said city, occupied by refugees, the sum of one hundred dollars, and the said sum shall be payment in full for all claims against the commonwealth, for the past or future occupancy of said house, by said refugees. Rent of house for refugees.

SECTION 50. For the instruction of indigent pupils in the Pennsylvania institution for the instruction of the deaf and dumb, thirty-five thousand dollars, to be paid in proportion to the number of indigent pupils from the several counties of the commonwealth, at the rates prescribed by law, the evidence of which is to be presented to the state treasurer, and the further sum of eleven thousand seven hundred and nine dollars, for loss sustained by the institution, in maintaining the state pupils, during the years one thousand eight hundred and sixty-three and one thousand eight hundred and sixty-four. Deaf and dumb.

SECTION 51. For the Pennsylvania institution for the instruction of the blind, the sum of thirty thousand two hundred and fifty dollars, to be paid in proportion to the number of indigent pupils from the several counties of the commonwealth, at the rates prescribed by law, the evidence of which is to be furnished to the state treasurer. Blind.

SECTION 52. For the Western Pennsylvania hospital, fourteen thousand five hundred and twenty-eight dollars, to be applied to the salaries of officers, of which three hundred is for a chaplain, and the further sum of fifty thousand one hundred and thirty-one dollars and fifty cents for carpenter work, brick work, roof and ventilators of new wing of the hospital building, and the further sum of five hundred dollars for insuring the said building. Western Pennsylvania hospital.

SECTION 53. For the Pennsylvania State lunatic hospital, at Harrisburg, for the payment of salaries and wages, and for repairs to the building and machinery, and for the support of the house, the sum of twelve thousand dollars, and the further sum of two thousand dollars, for the purchase of new furniture. Pennsylvania State Lunatic hospital.

SECTION 54. For the necessary repairs of the powder magazine, at Philadelphia, fences and dwelling attached, the sum of five hundred dollars, or so much thereof as may be necessary, the account to be settled by the auditor general, in the usual manner. Powder magazine at Philadelphia.

SECTION 55. For the Pennsylvania training school for feeble minded children, at Media, in the county of Delaware, the usual sum for each pupil, as provided by the act of incorporation: *Provided*, That the number of said pupils shall not exceed eighty. Feeble minded children.

SECTION 56. For the payment of the salaries of the officers of the Eastern penitentiary, the sum of thirteen thousand eight hundred dollars, in equal quarterly payments, on or before the fifteenth day of the months of June, September and December, Anno Domini, one thousand eight hundred and sixty-five, and March, Anno Domini one thousand eight hundred and sixty-six; and the further sum of thirty-seven hundred dollars, for the payment of an additional sum to each officer, and for each discharged convict, from the city of Phila- Eastern penitentiary.



delphia, or whose residence is within fifty miles thereof, the sum of five dollars, and ten dollars to each convict, whose residence or settlement is fifty miles or over from the penitentiary; and for books and stationery, for the use of the convicts, two hundred and fifty dollars, to be expended under the direction of the warden, or so much thereof as may be necessary, and to be accounted for to the auditor general: *Provided further*, That the sum of four thousand dollars is hereby appropriated to the state penitentiary for the Eastern district of Pennsylvania, for the purpose of heating the same; two thousand two hundred and fifty dollars, for the purpose of renewing the coping of yard walls; eleven hundred dollars, for the purpose of repairing the floors and doors; eighteen hundred dollars, for the purpose of altering and making the frame store room fire-proof; and the sum of seven hundred and fifty dollars, for general repairs to the out-buildings: *Provided further*, That any unexpended sum of the above items may be appropriated to such other item as may be deficient as aforesaid.

Western penitentiary.

SECTION 57. For the payment of the salaries of the officers of the Western penitentiary, the sum of thirteen thousand eight hundred and thirty dollars, to be paid in equal quarterly payments, on and after the fifteenth day of the months of June, September, and December, Anno Domini one thousand eight hundred and sixty-five, and March, Anno Domini one thousand eight hundred and sixty-six; and the further sum of twenty-two hundred dollars, for the payment of an additional sum of one hundred dollars to each officer, except the warden; and for each discharged convict, whose residence, or settlement, is within fifty miles of said penitentiary, the sum of five dollars, and ten dollars to each discharged convict, whose residence, or settlement, is fifty miles, or over, from said penitentiary.

For books and stationery, for the use of the convicts, two hundred and fifty dollars, to be expended under the direction of the warden, or so much thereof as may be necessary, and to be accounted for to the auditor general.

House of Refuge, Phil'a.

SECTION 58. For the House of Refuge, in Philadelphia, thirty thousand dollars.

House of Refuge, Allegheny county.

SECTION 59. For the House of Refuge, of Western Pennsylvania, in the county of Allegheny, the sum of forty thousand dollars, for wells and sewers to the river, steam apparatus, stable, repairs to main building, and painting, paving, and repairing yards, steam washing machine, and engine, fitting up Algeo home, and for water, steam apparatus and furniture for the said Algeo home, or so much thereof as may be necessary.

For the salaries of officers, for the year one thousand eight hundred and sixty-five, the sum of ten thousand dollars.

Northern Home West Philadelphia Home.

SECTION 60. For the Northern Home for friendless children, the sum of five thousand dollars; for the West Philadelphia children's home, the sum of one thousand dollars; for the Home for destitute colored children, at Philadelphia, the sum of one thousand dollars; for the Foster Home, at Philadelphia, the sum of one thousand five hundred dollars; and for

Home for colored children.  
Foster Home.



the Lutheran Orphans' Home, at Germantown, the sum of two thousand dollars.

Lutheran Orphans' Home.

And for the Jewish Foster Home, of the city of Philadelphia, the sum of five hundred dollars.

Jewish Foster Home.

SECTION 61. For the Soldiers' Home, at Philadelphia, the sum of five thousand dollars; for the Penn Widows' asylum, the sum of one thousand dollars; and for the Old Man's Home, at Philadelphia, the sum of one thousand dollars.

Soldiers' Home.  
Penn Widows' asylum.  
Old Man's Home.

SECTION 62. For the School of Design for women, at Philadelphia, the sum of four thousand dollars: *Provided*, That one thousand of this sum be expended in procuring, from European schools of science and art, standard examples of architecture and ornament, as applied to manufactures, copies of which are to be distributed to the principal manufacturing centres of the state; and for the School of Design for women, at Pittsburg, the sum of one thousand dollars.

School of Design.

SECTION 63. For the Home of Friendless children for the city and county of Lancaster, the sum of two thousand five hundred dollars; and for the Home for Friendless children at Wilkesbarre, the sum of two thousand five hundred dollars; and for the Children's Home for the borough and county of York, the sum of one thousand five hundred dollars; and for the Pittsburg and Allegheny Home for the friendless, the sum of two thousand dollars; for the Orphans' Home for the shepherd of the lamb, at Bridesburg, one thousand dollars.

Homes for children at Lancaster, Wilkesbarre, York, Pittsburg and Bridesburg.

SECTION 64. For Wills hospital, the sum of two thousand five hundred dollars; *Provided*, That the same shall be expended in the treatment of those patients who are unable to pay, and a detailed statement thereof shall be made to the auditor general.

Wills hospital.

SECTION 65. For the Pittsburg infirmary, the sum of four thousand dollars; and for the Zelenople Orphans' farm school, the sum of one thousand dollars.

Pittsburg infirmary, &c.

SECTION 66. For the Mercy hospital, in the county of Allegheny, the sum of four thousand dollars; for the Episcopal hospital, at Philadelphia, the sum of five thousand dollars, and for the St. Joseph's hospital, at Philadelphia, the sum of five thousand dollars.

Mercy hospital.  
Episcopal hospital.  
St. Joseph's hospital.

SECTION 67. For the New Brighton retreat for insane females, the sum of five thousand dollars.

New Brighton retreat.

SECTION 68. That all the institutions, to which appropriations are made by this act, not now required by law to report, and account for appropriations, shall make a detailed report, under oath, of one or more of its principal officers, of the expenditures of said appropriations, to the legislature, before the first day of February, one thousand eight hundred and sixty-six.

Institutions to make reports of expenditures.

SECTION 69. That the sum of thirty-eight thousand seven hundred and twenty-seven dollars is hereby appropriated to complete the extension of the capitol, in accordance with the contract, entered into with John B. Simon, by the commissioners appointed under the thirty-first section, of the act of May fifth, one thousand eight hundred and sixty-four.

Extension of capitol.

SECTION 70. To H. W. Koller, the sum of one hundred and eighty-four dollars, for labor, lumber, hardware, et cetera, to

H. W. Koller.

new committee room ; and the clerks of the two houses are directed to pay for painting, furnishing and lighting said room, the accounts for the same to be settled in the usual manner.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 11.

### A Further Supplement

To an act relating to the payment of bounties to volunteers, approved March twenty-fifth, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the sixth section of the act relating to the payment of bounties to volunteers, approved March twenty-fifth, one thousand eight hundred and sixty four, as limits the amount of bounty to be paid, to each and every non-commissioned officer and private soldier, who may hereafter volunteer and enter the service of the United States, to the sum of three hundred dollars, be and the same is hereby repealed ; and that, hereafter, it shall and may be lawful, for the authorities mentioned in the act, to which this is a supplement, and the several supplements thereto, and in the mode therein prescribed, or for any special commissioners, appointed by any of the courts of quarter sessions in this commonwealth, by authority of existing laws, which commissioners are also hereby invested with all the other powers, not herein specially enumerated, conferred by the act, to which this is a supplement, together with the several supplements thereto, upon the authorities therein specially mentioned, to raise a sufficient sum, to pay a bounty to each volunteer, enlisted under the present call, or who may hereafter be enlisted, under the pending or future calls, not exceeding four hundred dollars : *Provided*, That the authorities mentioned in the act, to which this is a supplement, and the several supplements thereto, are hereby authorized to levy and collect, a *per capita* tax, not exceeding twenty dollars each, upon persons liable to military duty, and upon all able-bodied male taxable inhabitants, not liable to military duty, between the ages of twenty-one and

forty-five years: *Provided further*, That non-commissioned officers and privates, now in actual service of the United States, or of this State, and persons who have been honorably discharged from such service, who were permanently disabled in said service, shall be exempt from the *per capita* tax, herein specified, and the property of widows, and minor children, and widowed mothers of non-commissioned officers and privates, who died in such service, is hereby exempt from the payment of a bounty tax: *And provided further*, That it shall and may be lawful, for the authorities mentioned in the act, to which this is a supplement, to pay the amount of bounty, herein prescribed, to any person drafted into the military service of the United States, and serving therein, or to the families of the same, at such time, and in such sums, as the said authorities shall deem proper; or to any person furnishing a substitute for said service, who may be credited to the quota of any county, city, ward, borough, township, or enrolment district of this commonwealth: *Provided further*, That any county, or district, having a special bounty law, shall be entitled to the provisions of the same, or of this supplement.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.

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No. 12.

## An Act

Extending the provisions of an act, relating to corporations, for mechanical, mining and quarrying purposes, to the counties of Northampton and Lehigh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions of the act of assembly, approved July eighteenth, one thousand eight hundred and sixty-three, entitled "An Act relating to corporations, for mechanical, manufacturing, mining and quarrying purposes," and the supple-

ments thereto, be and the same are hereby extended to the counties of Northampton and Lehigh.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act extending the provisions of an act relating to corporations, for mechanical, mining and quarrying purposes, to the counties of Northampton and Lehigh," was presented to the governor, on the twenty-fourth day of February, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, March 16, 1865.

No. 13.

## An Act

Increasing the fees of Justices of the Peace, and Aldermen and Constables, in certain counties in this Commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same,* That the fees to be received by justices of the peace, aldermen and constables, be as follows :

### FEE BILL.

#### *Aldermen and Justices of the Peace.*

Information, or complaint, on behalf of the commonwealth, for every ten words, two cents.

Docket entry, on behalf of the commonwealth, twenty cents.

Warrant, or *mittimus*, on behalf of the commonwealth, forty cents.

Writing an examination, or complaint, of defendant, or a deposition, for every ten words, two cents.

Administering an oath, or affirmation, ten cents.

Taking a recognizance in any criminal case, and returning the same to court, fifty cents.



- Entering judgment, on conviction for fine, twenty cents.
- Recording conviction, or copy thereof, for every ten words, two cents.
- Warrant to levy fine, or forfeiture, forty cents.
- Bail piece and return, or *supersedeas*, twenty-five cents.
- Discharge to jailor, twenty-five cents.
- Entering discontinuance in case of assault and battery, forty cents.
- Entering complaint of master, mistress, or apprentice, twenty cents.
- Notice to master, mistress, or apprentice, twenty-five cents.
- Hearing parties and discharging complaint, forty cents.
- Holding inquisition under landlord and tenant act, or in case of forcible entry, each day, two dollars.
- Precept to sheriff, fifty cents.
- Recording proceedings, one dollar.
- Writ of restitution, fifty cents.
- Warrant to appraise damages, forty cents.
- Warrant to sell strays, fifty cents.
- Warrant to appraise swine, entering return, advertising, et cetera, one dollar and fifty cents.
- Entering action in civil case, twenty cents.
- Summons, *cap.* or *sub.*, each, twenty cents.
- Every additional name after the first, five cents.
- Subpoena duces tecum*, twenty-five cents.
- Entering return of summons, and qualifying constable, fifteen cents.
- Entering *capias*, and bail bond, ten cents.
- Every continuance of a suit, ten cents.
- Trial and judgment, fifty cents.
- Entering judgment by confession, or by default, twenty-five cents.
- Taking special bail, twenty-five cents.
- Entering satisfaction, ten cents.
- Entering amicable suit, twenty cents.
- Entry rule to take depositions of witnesses, ten cents.
- Rule to take deposition of witnesses, ten cents.
- Interrogatories, for every ten words, two cents.
- Entering return of rule, ten cents.
- Entering rule to refer, ten cents.
- Rule of reference, fifteen cents.
- Notice to each referee, ten cents.
- Notice to a party, in any case, fifteen cents.
- Entering a report of referee, and judgment thereon, fifteen cents.
- Execution, twenty-five cents.
- Entering return of execution, or stay of plaintiff, *nulla bona est inventus*, or otherwise, fifteen cents.
- Entering discontinuance, or satisfaction, ten cents.
- Sci. fa.*, in any case, thirty cents.
- Opening judgment, for re-hearing, twenty cents.
- Return of proceedings in *certiorari*, or appeal, including recognizance, fifty cents.
- Transcript of judgment, including certificates, forty cents.
- Receiving amount of judgment, before execution, or where

execution has issued, and special bail been entered, within twenty days after judgment, and paying the same over, if not exceeding ten dollars, twenty cents.

If above ten dollars, and not exceeding forty dollars, fifty cents.

If above forty dollars, and not exceeding sixty dollars, seventy-five cents.

If above sixty dollars, one dollar.

Every search, where no other service is rendered, to which any fee or fees are attached, fifteen cents.

Entering complaint in writing, in case of attachment, and qualifying complainant, thirty cents.

Attachment, thirty cents.

Entering return, and appointing freeholders, fifteen cents.

Advertisements, each, fifteen cents.

Order to sell goods, twenty-five cents.

Order for relief of a pauper, each justice, forty cents.

Order for removal of a pauper, one dollar.

Order to seize goods, for maintenance of wife or children, thirty cents.

Order for premium for wolf or fox scalps, to be paid by the county, fifteen cents.

Every acknowledgment, or probate of a deed, or other instrument of writing, twenty-five cents.

Taking and signing acknowledgment of indenture of an apprentice, for each indenture, twenty-five cents.

Cancelling indenture, twenty-five cents.

Comparing and signing tax duplicate, fifty cents.

Marrying each couple, making record thereof, and certificate to parties, three dollars.

Certificate of approbation of two justices, to binding as apprentice, by directors or overseers of the poor, fifty cents.

Certificate to obtain land warrant, fifty cents.

Swearing or affirming county commissioners, assessors, et cetera, twenty-five cents: *Provided*, That this section shall not apply to the counties of Tioga, Cambria, Potter and Greene.

#### *Constables' Fees.*

SECTION 2. Executing warrant, on behalf of the commonwealth, fifty cents.

Conveying to jail on *mittimus*, or warrant, fifty cents.

Arresting a vagrant, disorderly person, or other offender against the laws, (without process,) and bringing before a justice, fifty cents.

Levying fine, or forfeiture, on a warrant, thirty cents.

Taking the body into custody on *mittimus*, where bail is afterwards entered, before the prisoner is delivered to the jailor, fifty cents.

Serving *subpoena*, fifteen cents.

Serving summons, or notice, on referee, suitor, master, mistress, or apprentice, personally, or by copy, each, twenty cents.

Arresting on *capias*, thirty-five cents.

Taking bail bond, on *capias*, or for delivery of goods, twenty cents.

Notifying plaintiff, where defendant has been arrested on *capias*, to be paid by plaintiff, twenty cents.

Executing landlord's warrant, or serving execution, fifty cents.

Taking inventory of goods, each item, two cents.

Levying, or distraining, goods, or selling the same, for each dollar, not exceeding thirty dollars, six cents.

For each dollar, above thirty dollars, four cents.

And half of the commission shall be allowed, where the money is paid, after levy, without sale; but no commission shall, in any case, be taken on more than the real debt.

Advertising the same, fifty cents.

Executing attachment, thirty-five cents.

Copy of vendue paper, when demanded, each item, two cents.

Putting up notices of distress, at mansion house, or other public place, on the premises, twenty cents.

Serving *scire facias*, personally, twenty cents.

Serving, by leaving a copy, twenty cents.

Executing a bail piece, thirty cents.

Traveling expenses, in all cases, for each mile circular, six cents: *Provided*, That this section do not apply to the counties of Northampton and Fayette.

SECTION 3. That all fees, not supplied by this act, shall remain as heretofore.

SECTION 4. This act shall not apply to the city of Philadelphia, the counties of Erie, Crawford, Susquehanna, Berks, Fayette, Greene, Cambria, Lancaster, Montour, Northumberland, Columbia, Westmoreland, Venango, Indiana, Jefferson, Chester, Warren, Allegheny, Bradford and Sullivan, or the fees of aldermen, in the city of Harrisburg: *Provided*, That this act shall remain and be in force, until the first day of June, Anno Domini one thousand eight hundred and sixty-six.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 14.

*An Act*

To authorize, and make valid, conveyances by wives, during their minority, of their interests in their husband's real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the deed of conveyance, executed and acknowledged by a wife, in conjunction with her husband, of his real estate, shall be valid and effectual, notwithstanding the minority of the wife at the time of such execution and acknowledgment, and any such deed, heretofore made, shall be as valid as if the wife had, at the time, been of lawful age.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 15.

*An Act*

To promote the safety of travelers on railroads, and to punish negligent and careless employees thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* From and after the passage of this act, if any person, or persons, in the service, or employ, of a railroad, or other transportation, company, doing business in this state, shall refuse, or neglect, to obey any rule, or regulation, of such company, or by reason of negligence, or wilful misconduct, shall fail to observe any precaution, or rule, which it was his duty to obey and observe, and injury, or death, to any person, or persons,



shall thereby result, such person, or persons, so offending, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be sentenced to pay a fine, not exceeding five thousand dollars, and to undergo an imprisonment in the county jail, or in the state penitentiary, not exceeding five years: *Provided*, That nothing in this act shall be construed, to be a bar to a trial and conviction for any other, or higher, offence, or to relieve such person, or persons, from liability, in a civil action, for such damages as may have been sustained.

Penalty for failure of employees of railroad companies to obey rules, &c.

SECTION 2. It shall be the duty of the prosecuting attorney of the city or county, where any such injuries may have happened, as soon as he shall have notice of the same, to take immediate action, and legal measures, for the apprehension and arrest of the person, or persons, who may be charged with causing the injuries as aforesaid, and to direct *subpoenas* to issue from any justice of the peace, to witnesses, to appear and testify on the part of the commonwealth, touching such offences, charged as aforesaid, and to prosecute the offenders as in other cases of misdemeanor: *And provided further*, That no conviction of the employee shall relieve the company from any liability for any such injuries, or death.

Duties of prosecuting attorneys.

Proviso.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 16.

## An Act

Relating to the committees of the estates of lunatics and habitual drunkards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the committee of the estates of lunatics and habitual drunkards shall have the same power in proceedings, for the partition, or partition and valuation of real estate, held by such lunatics and habitual drunkards, which guardians have,

## LAWS OF PENNSYLVANIA,

over the real estate of their wards, by the existing laws of this commonwealth.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 17.

## An Act

To repeal the second section of an act, entitled "A further supplement to an act to enable joint tenants, tenants in common, and adjoining owners of mineral lands in this commonwealth, to manage and develop the same."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the second section of an act, entitled "A further supplement to an act to enable joint tenants, tenants in common, and adjoining owners of mineral lands in this commonwealth, to manage and develop the same," approved July twenty-second, one thousand eight hundred and sixty-three, are hereby repealed: *Provided,* That nothing contained in this act shall impair any rights, or privileges, heretofore acquired by said foreign corporations, under existing laws; and it shall hereafter be the duty of all foreign corporations, doing business in this state, to make annual returns to the auditor general, and pay the same taxes, in the same manner, as is now provided by law, for returns of corporations, chartered under the laws of this state, and under the same penalties, for a failure to report and pay such taxes, as are now imposed, by law, on corporations failing to make reports to the auditor general.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 18.

**An Act**

To authorize railroad companies, whose lines reach navigable streams, to erect docks, piers or wharves therein, and to take private property for such public use, on compensation, and ratifying the purchase of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it may be lawful, for any railroad company, chartered by this commonwealth, the line of whose road crosses or reaches any navigable streams, to erect, in such stream, such docks, wharves and piers, as may, by them, be deemed needful, for the accommodation of the public, and the business thereof; and for such purpose, such companies may, from time to time, purchase, or take and hold, any lands, wharves, docks or piers, giving security, and making compensation to the owners thereof, in the manner provided by the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and all supplements thereto: *Provided always,* That the navigation of such rivers or streams shall not be impeded by the construction of such docks, piers or wharves, and that the same shall not be constructed in the rivers Delaware or Schuylkill, at the city of Philadelphia, without the license and authority of the board of wardens of the said city of Philadelphia, and in the way and manner now authorized by law; and all purchases, heretofore made, by any railroad company, for such purpose or purposes, be and the same are hereby ratified and confirmed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 19.

## A Further Supplement

To an act to enable joint tenants, tenants in common, and adjoining owners of mineral lands, in this commonwealth, to manage and develop the same, approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-four, authorizing directors to convey real estate, stockholders to direct how proceeds shall be applied, prescribing the number of directors, and providing for the extension of charters of companies formed under said act, defining the nature of the mining and landed interests, and the manner of acquiring title, for the correction of errors and omissions in organization, defining the number and value of shares, providing for an increase of capital stock, and taxation, and for the meeting of stockholders and directors, in certain cases.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Directors may  
sell real estate.

Proviso.

Proviso.

Application of  
proceeds of  
sales, relative  
to.

Reduction of  
capital.

Number of di-  
rectors.

That the directors of any company, incorporated under the act to which this is a supplement, shall have the power to sell, and convey, any part, or the whole, of any real estate belonging to said company: *Provided*, That the consent of the holders of a majority of the stock, to said sale, shall be first obtained, at a meeting called for that purpose, in accordance with the by-laws: *Provided further*, That this section shall not apply to the Bird coal and iron company.

*SECTION 2.* That the said stockholders may direct how the proceeds of such sale shall be applied, whether in whole, or in part, as working capital, or in reduction of capital stock, to any other corporate purpose, but no portion of such proceeds of sale shall be applied to the reduction of capital stock, or payment of dividends, until all the debts due by said company, at the time of said sale, shall have been first provided for, or paid; and before any reduction of said capital stock, as aforesaid, shall be carried into effect, the president, and a majority of the directors, of said company, shall make, and sign, a certificate thereof, under oath, or affirmation, and cause the same to be recorded in the office of the secretary of the commonwealth, and filed with the auditor general, and new certificates of the capital stock, so reduced, shall be, thereupon, issued.

*SECTION 3.* That the board of directors, of any company incorporated under the said act, may consist of any number not less than five, nor more than thirteen, and in the case of any company heretofore organized, thereunder, it may be increased to any number not exceeding thirteen, as follows: the president and existing directors, or a majority thereof, shall make, and sign, a certificate declaring how many directors the



said company shall have for its future management, which certificates shall be recorded in the office of the secretary of the commonwealth; and, thereafter, the stockholders shall, at their annual elections, elect said number of directors, and the number of directors, as aforesaid, may, in like manner, be reduced, at any time, to a number not less than five.

SECTION 4. The provisions of the act, to which this is a supplement, and the various supplements thereto, shall apply to lands held under grant, in perpetuity of the mining privilege therein, as well as to lands held in fee simple, or under lease, and to adjoining owners, as well as to joint owners, and whether the legal and equitable estates be joint, or severed, in said owners.

Nature of mining and landed interests defined.

SECTION 5. That it shall be deemed and taken to be the true intent and meaning of the act, to which this is a supplement, that the right, title and interest of the owners, in and to the lands, leasehold, or other interest mentioned and described in the certificate, in writing, required by the first section of said act, should vest in the company therein named, and without any further conveyance or assignment, and free and discharged from all right or claim of dower; and it shall be the duty of the recorder of deeds of the county in which said certificate is, or shall be, recorded, to enter the names of the parties signing said certificate, among the grantors, in the index of deeds and conveyances in his office.

Manner of acquiring title.

Duty of recorder.

SECTION 6. That when any error or omission may have occurred, or may occur, in the incorporation or organization of any such company, the stockholders, at a meeting specially called for the purpose, under their by-laws, may amend and confirm such incorporation or organization, and all proceedings thereunder, and upon filing a certificate thereof, duly attested, with the secretary of the commonwealth, such incorporation, and the acts of said company, shall be held to be regular and valid, as if said error or omission had not occurred: *Provided*, That before the filing of said certificate, it shall be submitted to the attorney general of the commonwealth, and by him certified to be in conformity with the act to which this is a supplement, and the several supplements thereto: *And provided further*, That the intervening rights of third parties shall not be affected by such proceeding.

Errors and omissions in organization, how to be corrected, &c.

Proviso.

Proviso.

SECTION 7. Whenever any company, formed under the act to which this is a supplement, shall desire to extend its corporate existence for a further term of twenty years, it may do so by a vote of its stockholders, representing a majority of its stock, but in that case, a certificate thereof, signed and acknowledged by the president and a majority of the stockholders, and recorded in the county where the original certificate of association was recorded, shall be filed with the secretary of the commonwealth, and the like proceedings shall take place in case of any subsequent extension of the existence of such company; and thereupon it shall possess all the powers and privileges, and be subject to all the liabilities mentioned in said act, and the supplements thereto, during such extended term of twenty years: *Provided*, That no such certificate of

Charters, how extended.

Proviso.

extension shall be filed, except during the last five years of the corporate existence of such company.

Number and value of shares defined. SECTION 8. That any company, which may hereafter be incorporated under the provisions of the act to which this is a supplement, may divide the lands authorized to be held by them, into such number of shares, not exceeding five hundred thousand, and of such value, not less than one dollar per share, as shall in each particular be designated in the certificate in writing, required to be signed and acknowledged by the provisions of the act to which this is a supplement.

Capital stock may be increased. SECTION 9. That when any company, incorporated under the act to which this is a supplement, shall acquire, by authority of law, other real, or personal, estate, than is described in the original certificate of the said company, the same may be added to and form part of their common stock, and be divided by the directors into shares, in the manner now prescribed by

Proviso. law: *Provided*, That whenever the capital stock of a company shall be increased, as aforesaid, the directors thereof shall call in and cancel the old certificates of stock, and issue new certificates in lieu thereof, representing the entire capital stock so increased, and shall pay to the commonwealth a tax of one-half of one per centum on the amount added, as aforesaid, to their original capital, in four equal annual instalments, the first to be paid, within one year after the said increase thereof.

Tax to state. Meetings of stockholders and directors. SECTION 10. That the annual meetings of the stockholders of any company, incorporated under the act to which this is a supplement, shall be held within this commonwealth, at such place as may be designated in the by-laws; and where a majority of the directors shall reside out of the state, the meetings of said directors may be held, and the office of the company located, at such place as may be most convenient to the said directors, upon filing, in the office of the auditor general, a certificate of the location of said office, and the names of the officers, and directors of said company.

Location of office.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 20.

## An Act

To authorize companies, incorporated under an act, entitled "An Act to enable joint tenants, tenants in common, and adjoining owners of mineral lands in this commonwealth, to manage and develop the same," approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-four, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any company, incorporated, or hereafter incorporated, under the provisions of the act to which this is a supplement, and the several supplements thereto, including this act, to borrow on loan, for the prosecution of their legitimate business, any sum or sums of money, not exceeding the amount of capital stock paid in, or represented by the lands of the company, and issue bonds therefor, not less in amount than one hundred dollars each, at a rate of interest, not exceeding seven per centum per annum, and for securing the payment thereof, to execute a mortgage or mortgages, of all or any part of their real estate and franchises, under the seal of the corporation, to be signed and acknowledged by the president or other chief officer thereof: *Provided always,* That the loan created shall first be approved by a majority of the stockholders, at a meeting convened to consider the propriety of borrowing the proposed sum of money.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 21.

*An Act*

Relative to the admission of parties to judicial proceedings, as witnesses in certain cases.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all trials and judicial proceedings, an executor, administrator, trustee, or other person acting in a fiduciary or representative character, although a party to the proceeding, not having any interest in the subject matter of controversy, may be examined as a witness, and the right to claim commissions or compensation shall not be deemed or taken to be an interest disqualifying such person from being examined as any other witness : *Provided,* That this act shall not apply to any case, in which a verdict has been rendered, judgment entered, and a writ of error taken, nor to any case now pending in any court of this Commonwealth.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 22.

*An Act*

Amending the law of evidence in Pennsylvania.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any party, in any civil action, or proceeding, whether at law, or in equity, may compel any adverse party, or any person for whose immediate and adverse benefit such action, or proceeding, is instituted, prosecuted, or defended, to testify, as a witness in his behalf, in the same manner, and subject to



the same rules, as other witnesses : *Provided however*, That no party shall be allowed to compel an answer to a bill of discovery, from an adverse party, and also, to compel him to testify.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 23.

## An Act

Increasing the fees of the several county officers of this commonwealth, except in the city of Philadelphia, and the counties of Allegheny, Bradford, Susquehanna and Sullivan.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for one year from the passage of this act, the sheriffs, prothonotaries, clerks of the orphans' court, clerks of the court of oyer and terminer, clerks of the court of quarter sessions, recorders of deeds, and registers of wills, of the several counties of this commonwealth, shall be and they are hereby authorized to add to, collect and receive, twenty per centum, in addition to the sum total of all fees now allowed by law : *Provided*, That this act shall not apply to the counties of Philadelphia, and Allegheny, Susquehanna, Bradford and Sullivan.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 24.

*An Act*

To fix the standard weight of potatoes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the standard weight of potatoes, in this commonwealth, shall be fifty-six pounds, for each and every bushel thereof: *Provided,* That nothing, in this act contained, shall be so construed as to prevent any person, or persons, from selling and buying potatoes by measure.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

No. 25.

*An Act*

To provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers and sailors of the state.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Appropriations. That in addition to the sum of fifty thousand dollars, mentioned in the act, entitled "An Act authorizing the governor to accept the donation of the Pennsylvania railroad company," approved the sixth day of May, one thousand eight hundred and sixty-four, there is hereby granted the sum of seventy-five thousand dollars, out of any money in the treasury, not otherwise appropriated, for the education and maintenance, during the year one thousand eight hundred and sixty-five, of the destitute orphan children of the deceased soldiers and sailors from this state, in the service of the United States, during the existing rebellion, to be drawn on the warrant of the governor, as it

shall be needed, and to be expended and accounted for, in the manner directed by said act.

SECTION 2. That the conveyances and transfers of the custody, care and control of said orphans, till their arrival at the age of sixteen years, heretofore made, or hereafter to be made, to the state superintendent of soldiers' orphans, by their respective mothers, guardians, or next friends, shall be valid and binding upon said mothers, guardians or next friends, and upon said orphans, for all the purposes of education and maintenance, till their arrival at said age; and that if said orphans abscond, or be withdrawn, without his consent, from the custody of the superintendent, or from the institutions in which he shall place them, they, and all persons withdrawing or harboring them, shall thereupon become liable to the provisions of the acts of assembly relating to absconding apprentices.

Conveyances and transfers of custody, &c., of orphans, relative to.

Orphans absconding liable to certain provisions.

SECTION 3. That when any of said orphans shall have arrived at the age of sixteen years, or sooner, if deemed expedient, said superintendent shall, at the written request of said orphan, and of his or her mother, guardian, or next friend, put or bind him or her out to such trade or employment, and to such master, mistress, or employer, as shall thus be requested, and for such term as shall expire, if a male, at or before the age of twenty-one, and if a female, at or before the age of eighteen years; in which indenture of apprenticeship, there shall be included such covenants for the further education of the orphan as said superintendent shall prescribe; and such apprenticeship shall be, in all other respects not herein provided for, subject to the provisions of the acts of assembly relating to masters and apprentices.

Apprenticeship, relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 26.

## A Further Supplement

To an act, entitled "An Act relating to railroad companies," passed May sixteenth, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in all cases of merger, or consolidation, of two, or more, railroad companies, under and by virtue of the act of assembly, to which this is a further supplement, the company, into which such merger shall heretofore have been, or may be hereafter, made, shall have the power and authority to issue bonds, with coupons for interest, thereto attached, and to create a mortgage of all its property, real and personal, and, also, of all its rights, privileges and franchises, to trustees, to secure the payment of the bonds so issued, and to give and exchange the said bonds, for the debts of the respective companies so merged, or consolidated: *Provided*, That the bonds, so issued, shall not exceed, in amount, the whole of the debts of such companies, so merged, and that said bonds shall not bear a rate of interest of more than seven per centum per annum.

SECTION 2. That the bonds, so issued, may be given in lieu, exchange and satisfaction of, and for, all bonds, mortgages, or other debts, or claims, against the companies thus merged and consolidated, upon such terms as may be agreed upon by and between the holders of such debts, or claims, and the company into which such merger, or consolidation, has taken place.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one eight hundred and sixty-five.

A. G. CURTIN.

No. 27.

## A Supplement

To an act relating to fences, approved April fourteenth, one thousand eight hundred and fifty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Penalty for  
breaking or  
throwing down  
fences.

That if any person or persons, from and after the passage of this act, shall, maliciously or wantonly, break, or throw down any post and rail, or other fence, erected for the enclosure of land, or shall carry away, break or destroy, any post, rail, or other material, of which such fence was built, enclosing any lots or fields, within the commonwealth, such person or persons, so offending, shall be guilty of a misdemeanor, and on conviction, shall be sentenced to pay a fine not exceeding fifty dollars, one-half thereof to be paid to the informer, on conviction of the offender or offenders, the other half to the support



of the poor of such county, township, borough or ward, where the offence has been committed, with costs of prosecution, or to undergo an imprisonment not exceeding six months, or both, or either, at the discretion of the court.

SECTION 2. That all acts, or parts of acts, inconsistent herewith, are hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 28.

## A Supplement

To the general law relating to railroad companies, approved nineteenth February, one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That any company, incorporated under any law of this commonwealth, and having authority to construct a railroad, or railroads, within the same, under the provisions of the general railroad act, of the nineteenth February, one thousand eight hundred and forty-nine, shall be and is hereby authorized, from time to time, to receive subscriptions for, and issue, such additional shares of capital stock, as may be necessary to construct and fully equip, with suitable locomotive engines and rolling stock, such railroad, or railroads; the par value of which additional shares shall be the same as that of the then existing shares of said company, and the stock so issued shall stand, in all respects, upon the footing of the original stock thereof.

Additional stock may be issued for certain purposes.

SECTION 2. That the number of directors to be elected by any railroad company, incorporated by any law of this commonwealth, may be increased (if deemed expedient) to any number not exceeding thirteen.

Number of directors may be increased.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 29.

*An Act*

In relation to estates tail.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any deed or deeds shall have been, or may hereafter be, executed by any tenant in tail, for the purpose of barring an estate tail in any lands, tenements or hereditaments, in this commonwealth, and the said deed or deeds have been, or shall be, entered on the records of the court of common pleas, and also recorded in the recorder's office of the county where the lands lie, such deed or deeds shall be equally available, whether entered and recorded at the instance of the grantor or grantee.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 30.

*An Act*

Providing additional remedies against trustees of a trust created for life, or during marriage, and providing a remedy for the protection of their sureties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Courts, on petition of sureties, may require trustees to file accounts.

That it shall be lawful for the court of common pleas of the county, which shall be the residence of any trustee, or trustees, of a trust created to continue for, or during, a life or lives, or marriage, on the petition of any surety of such trustee or trustees, to issue a citation, requiring such trustee, or trustees, at the return thereof, during any regular term of the court of common pleas, not less than thirty days' notice to be given of

the presentation of said petition, to file an account of his, or their, management of the trust, which, at the instance of any party interested, may be referred for correction and adjustment, to an auditor, or auditors, and the said citation, upon such petition of the surety and affidavit filed, of the facts connected with the execution and position of the trust funds, shall further direct the said trustee, or trustees, to show cause why the petitioner should not be discharged from all further responsibility, if the court, after due notice, to all persons interested, deems it reasonable and proper; and the trustee, or trustees, shall, thereupon, give a new bond, with such surety, or sureties, as the court shall order: *Provided*, That the petition, authorized by this act, shall not be presented, until after the expiration of three years from the time of the appointment of said trustee.

Sureties may be discharged and new bonds required of trustees.

Proviso.

SECTION 2. If, in the case specified in the preceding section, the trustee, or trustees, shall not give such new bonds, within such time as is ordered by the court, he, or they, shall be removed from the trust, and some other person appointed.

Courts may remove trustees.

SECTION 3. When a new bond is required, as above provided, the sureties in the prior bond shall be liable for all breaches of the condition committed, before the new bond is approved according to law.

Liability of sureties, relative to.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 31.

## An Act

Relating to proceedings in partition.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the nineteenth section of the act of the twenty-fourth day of February, one thousand eight hundred and thirty-four, entitled "An Act relating to executors and administrators," be and the same are hereby extended to all sales of real estate of decedent, made by virtue of an order of an orphans' court, under proceedings in partition, whether

the said sales be made, before or after the expiration of two years from the granting of letters testamentary, or of administration, and that the moneys arising from such sales shall be paid into court, and distributed according to law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 32.

## A Further Supplement

To the act relating to limited partnerships, approved March twenty-first, one thousand eight hundred and thirty-six, authorizing a special partner to make contribution in goods, and defining the manner in which said partnerships may be conducted.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall and may be lawful for any special partner to make his contribution to the common stock of any limited partnership, he may become a member of, in cash, goods or merchandize: *Provided*, That when such contributions are made, in goods or merchandize, the same shall first be appraised, under oath, by an appraiser, who shall be appointed by the court of common pleas of the county, in which such partnership is to be carried on: *And provided also*, That in the certificate now required by law, the nature and value of the said goods shall be fully set forth and described.

Contributions  
of special part-  
ners, relative  
to.  
Proviso.

Proviso.

How business  
to be conducted.

SECTION 2. The business of the partnership shall be conducted under a firm, in which the names of all the general partners shall be inserted, except, that when there are more than two general partners, the firm name may consist of either two of such partners, with the addition of the words, "and company," but the said partnership shall put up, upon some conspicuous place on the outside, and in front of the building in which it has its chief place of business, some sign, on which, shall be painted, in legible English characters, all the names, in



full, of all the members of said partnership, stating who are general, and who are special, partners.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 33.

## A Further Supplement

To an act to provide for the payment of the interest on the state debt, approved the thirtieth day of January, Anno Domini one thousand eight hundred and sixty-three, so far as the same relates to the resumption of specie payments by the banks of this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supplement, approved the third day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "A further supplement to an act to provide for the payment of the interest on the state debt," approved the thirtieth day of January, Anno Domini one thousand eight hundred and sixty-three, be and the same is hereby extended until the first day of February, one thousand eight hundred and sixty-six.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 34.

*An Act*

To enable the free banks of this commonwealth to become national banks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Free banks au-  
thorized to bor-  
row money.

That the banking associations, organized under the free banking laws of this commonwealth, shall be and they are hereby authorized to borrow money, to an amount not exceeding the capital stock of the bank, so borrowing.

May become na-  
tional banks.

SECTION 2. That upon the return to the auditor general, of any portion of the circulating notes of the said free banks, he shall deliver to the bank, so returning, an equal amount of the bonds and evidences of debt, by the said bank, with him deposited, and if the said bank shall elect to become a national bank, or a majority of the stockholders thereof may have organized a national bank, to take the place of the said free bank, the auditor general shall, at the expiration of two years from the date of the organization certificate thereof, deliver to the said bank the bonds and evidences of debt, then remaining in his office, belonging to the said free bank, upon the return to him of the circulating notes of said bank, up to that time redeemed :

Proviso.

*Provided*, That before the said bonds and evidences of debt shall be finally delivered up, proof shall be made to the satisfaction of the auditor general, that public notice has been given, during at least six months, in one newspaper in Philadelphia, and in one newspaper in the county in which the said bank may be located, calling in the circulating notes for redemption, and that all of the notes presented to the said bank have been redeemed : *And provided further*, That nothing, herein contained, shall relieve the said bank from its obligation to redeem all of its said circulating notes.

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 35

*An Act*

Supplementary to an act, regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for any railroad company, or corporation, organized under the laws of this commonwealth, and operating a railroad, either in whole within, or partly within, and partly without, this state, under authority of this and any adjoining state, to merge and consolidate its capital stock, franchises and property of any other railroad company, or companies, or corporations, organized and operated under the laws of this, or any other state, whenever the two, or more, railroads of the companies, or corporations, so to be consolidated, shall, or may, form a continuous line of railroad, with each other, or by means of any intervening railroad: *Provided*, That railroads terminating on the banks of any river, which are, or may be, connected by ferry, or otherwise, shall be deemed continuous, under this act: *And provided further*, That nothing, in this act contained, shall be taken to authorize the consolidation of any company, or corporation, of this commonwealth, with that of any other state, whose laws shall not also authorize the like consolidation.

Consolidation  
of railroad com-  
panies author-  
ized.

Proviso.

Prohibition.

SECTION 2. Said consolidation shall be made under the conditions, provisions, restrictions, and with the powers, hereafter in this act mentioned and contained, that is to say:

Conditions, &c.,  
of consolidation

*First.* The directors of the several corporations, proposing to consolidate, may enter into a joint agreement, under the corporate seal of each company, for the consolidations of said companies and railroads, and prescribing the terms and conditions thereof, the mode of carrying the same into effect, the name of the new corporation, the number and names of the directors and other officers thereof, and who shall be the first directors and officers, and their places of residence, the number of shares of the capital stock, the amount, or par value, of each share, and the manner of converting the capital stock of each of the said companies into that of the new corporation, and how and when directors and officers shall be chosen, with such other details as they shall deem necessary, to perfect such new organization and the consolidation of said companies, or railroads.

*Second.* Said agreement shall be submitted to the stockholders of each of the said companies, or corporations, at a meeting thereof, called separately, for the purpose of taking the same into consideration; due notice of the time and place of

holding such meeting, and the object thereof, shall be given, by written or printed notices, addressed to each of the persons, in whose names the capital stock of said companies stands on the books thereof, and delivered to such persons, respectively, or sent to them by mail, when their post office address is known to the company, and also, by a general notice, published in some newspaper, in the city, town or county, where such company has its principal office, or place of business; and at the said meeting of stockholders, the agreement of the said directors shall be considered, and a vote by ballot taken for the adoption or rejection of the same, each share entitling the holder thereof to one vote; and said ballots shall be cast in person or by proxy; and if two-thirds of all the votes of all the stockholders shall be for the adoption of said agreement, then that fact shall be certified thereon, by the secretary of the respective companies, under the seal thereof; and the agreement so adopted, or a certified copy thereof, shall be filed in the office of the secretary of the commonwealth, and shall, from thence, be deemed and taken to be the agreement and act of consolidation of the said companies; and a copy of said agreement and act of consolidation, duly certified by the secretary of the commonwealth, under the seal thereof, shall be evidence of the existence of said new corporation.

When to take effect.

SECTION 3. Upon the making and perfecting the agreement and act of consolidation, as provided in the preceding section, and filing the same, or a copy, with the secretary of the commonwealth, as aforesaid, the several corporations, parties thereto, shall be deemed and taken to be one corporation, by the name provided in said agreement and act, possessing within this commonwealth, all the rights, privileges and franchises, and subject to all the restrictions, disabilities and duties, of each of such corporations, so consolidated.

Powers, privileges, &c.

SECTION 4. Upon the consummation of said act of consolidation, as aforesaid, all and singular, the rights, privileges and franchises, of each of said corporations, parties to the same, and all the property, real, personal and mixed, and all debts, due on whatever account, as well as of stock, subscriptions, and other things in action, belonging to each of such corporations, shall be taken, and deemed to be transferred to, and vested in, such new corporation, without further act or deed; and all property, all rights of way, and all and every other interests, shall be as effectually the property of the new corporation, as they were of the former corporations, parties by said agreement; and the title to real estate, either by deed or otherwise, under the laws of this commonwealth, vested in either of such corporations, shall not be deemed to revert, or be in any way impaired, by reason of this act: *Provided*, That all rights of creditors, and all liens upon the property of either of said corporations, shall be preserved unimpaired, and the respective corporations may be deemed to continue in existence, to preserve the same; and all debts, liabilities and duties of either of said companies, shall thenceforth attach to said new corporation, and be enforced against it, to the same

Provided.



extent, as if said debts, liabilities and duties had been incurred or contracted by it.

SECTION 5. Such new company shall, as soon as convenient, after such consolidation, establish such offices as may be desirable, one of which shall be at some point in this commonwealth, on the line of its road, and may change the same at pleasure, giving public notice thereof, in some newspaper published on the line of said road. Offices.

SECTION 6. Suits may be brought and maintained against such new company, in any of the courts of this commonwealth, for all causes of action, in the same manner as against other railroad companies therein. Suits, relative to.

SECTION 7. That portion of the road, of such consolidated company, in this commonwealth, and all its real estate and other property, shall be subject to like taxation, and assessed in the same manner and with like effect as property of other railroad companies within this commonwealth. Taxation.

SECTION 8. Any stockholder, of any company hereby authorized to consolidate with any other, who shall refuse to convert his stock into the stock of the consolidated company, may, at any time within thirty days after the adoption of the said agreement of consolidation, by the stockholders, as in this act provided, apply, by petition, to the court of common pleas of the county, in which the chief office of said company may be kept, or to a judge of said court, in vacation, if no such court sits within said period, on reasonable notice to said company, to appoint three disinterested persons to estimate the damage, if any, done to such stockholder, by said proposed consolidation, and whose award, or that of a majority of them, when confirmed by the said court, shall be final and conclusive, and the persons so appointed shall also appraise said stock of such stockholder, at the full market value thereof, without regard to any depreciation, or appreciation, in consequence of the said consolidation, and the said company may, at its election, either pay to the said stockholder, the amount of damages so found and awarded, if any, or the value of the stock, so ascertained and determined, and upon the payment of the value of the stock, as aforesaid, the said stockholder shall transfer the stock, so held by him, to said company, to be disposed of by the directors of said company, or be retained, for the benefit of the remaining stockholders; and in case the value of said stock, as aforesaid, is not so paid within thirty days from the filing of the said award and confirmation, by said court, and notice to said company, the damages, so found and confirmed, shall be a judgment against said company, and collected as other judgments, in said court, are by law recoverable. Dissenting stockholders may petition courts for damages.  
How to be appraised, &c.  
Recovery.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 36.

*An Act*

Relating to the satisfaction of judgments in courts of record, in this Commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases, where a judgment has, or judgments have been, or may be hereafter, entered in any court of record in this commonwealth, whether originally or by transfer, from any other court, and it shall appear, by the production of the record, that the same has or have been fully paid, under or by virtue of an execution or executions, issued thereon, and satisfaction has not been entered upon the judgment index or judgment docket of said court, it shall be the duty of the court, in which such judgment or judgments has or have been entered, at the instance of any party interested, upon the payment of a fee of twenty-five cents to the prothonotary, to direct said prothonotary to enter satisfaction upon the judgment index or judgment docket, and the record thereof.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 37.

*An Act*

To grant pensions to honorably discharged officers, non-commissioned officers, musicians, or privates, including volunteers, militia, and drafted men, who have been, or may be, disabled by reason of any wound, or injury, received, or disease contracted, while in the service of the state, since March fourth, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That any honorably discharged officer, non-commissioned officer, musician, or private, of the army, including volunteers, militia, or drafted men, since the fourth day of March, one thousand eight hundred and sixty-one, and who has been, or may be, disabled by reason of any wound, or injury, received, or disease contracted, while in the service of the state, and in the line of duty, shall, upon making due proof of the facts, according to such forms, or regulations, as are, or may be, provided by, or in pursuance of, law, be placed upon the list of invalid pensioners of this state, and be entitled to receive, for the highest rate of disability, eight dollars per month, and for a less, or inferior, disability, an amount proportionate to that fixed for the highest disability; the pension to commence at the date of the discharge from said military services, and to continue only during the existence of said disability, or until a pension, or gratuity, is granted to the pensioner by the United States; and the widows of such officers, non-commissioned officers, musicians, or privates, shall be entitled to the same pensions and gratuities, as provided for in the act of May fifteenth, one thousand eight hundred and sixty-one: *Provided*, That the board of inquiry, heretofore established by law, may appoint one civil surgeon in each county, to examine applicants for pensions under this act, whose fee shall be two dollars, to be paid by the applicant.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 38.

## An Act

To authorize the agents of foreign insurance, annuity and trust companies to transact business in any county of the commonwealth of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That any fire, marine, inland or life insurance, trust or annuity company, incorporated by any other state of the United States, or by any foreign government, as set forth in the act of assembly, approved the ninth day of April, one thousand eight hun-

Agents of foreign insurance, trust and annuity companies to receive license from auditor general.

Application, relative to.

Subject to.

Time and conditions of license.

Proviso.

dred and fifty-six, and any foreign association, company, firm, or individuals, or co-partnerships, entered into, founded or established for insuring fire, marine, inland, or life risks, granting annuities, or accepting trusts, as mentioned in the act, approved the twelfth day of May, one thousand eight hundred and fifty-seven, may, on payment of an annual sum of six hundred dollars to the treasurer of the state for the use of the commonwealth, receive from the auditor general of this commonwealth a license, to transact business in each and every county of this commonwealth, by an agent, to be appointed in accordance with the provisions of the act of the general assembly of this commonwealth, approved the ninth day of April, one thousand eight hundred and fifty-six, for the term of one year, from the granting of such license: *Provided*, That the written application for a license by such agent shall set forth the county, and city, or town in which the principal place of business of such agency shall be established, and that in all other respects, except the payment of the annual sum required for a license, for transacting business in each county of the state in which they shall establish an agency, such companies, associations, firms, individuals, or co-partnerships, shall be subject to all the provisions and regulations contained in the act of assembly, of the ninth day of April, one thousand eight hundred and fifty-six, and any supplement, or supplements thereto.

SECTION 2. Any such fire, marine, inland, or life insurance, trust, or annuity company, incorporated by any other state of the United States, or by any foreign government, and any such foreign associations, company, firm, individuals, or co-partnership, entered into, founded or established, for insuring fire, marine, inland, or life risks, granting annuities, or accepting trusts, may obtain a license to transact business by an agent, in each and every county of the commonwealth of Pennsylvania, for a space of time not exceeding five years, from the time of the granting of such license, in accordance with the provisions of the act of assembly, approved the first day of May, one thousand eight hundred and sixty-one, upon payment in advance to the treasurer of the state, for the use of the commonwealth, of the sum of six hundred dollars, for each and every year, for which such license shall be granted under the provisions of the said act, together with an amount equal to three per cent on the dollar, on the average amount of premiums, et cetera, annually received at such agency or agencies, during the three years next preceding the application for such license, for each and every year, for which such license shall be granted, as set forth in the first section of the said act: *Provided*, That the written application for a license by such agent shall set forth the county, city, or town in this commonwealth, in which the principal place of business of such agency shall be established, and that in all other respects, such companies, associations, firms, individuals, or corporations, shall be subject to all the provisions and regulations contained in the said act of the first day of May, one thousand eight hundred and sixty-one, and any supplement, or supplements thereto.



SECTION 3. Any company, which shall have received a license to transact business, in one or more counties of this state, under the provisions of the act of assembly, approved May the first, one thousand eight hundred and sixty-one, may have the same extended, so as to enable them to transact business in each and every county of the state, under the provisions of this act, by paying to the treasurer of the state, for the use of this commonwealth, for the unexpired time of such license, the difference between the proportion of the amount paid for such license, in reference to the unexpired time thereof, and the amount which would be required to be paid for such unexpired period, under the provisions of this present act: *And provided further*, That the written application for an extension of such license, by such agent, shall set forth the county, city, or town, in this commonwealth, in which the principal place of business of such agency shall be established, and that in all other respects, such companies, associations, firms, individuals, or co-partnerships, shall be subject to the provisions and regulations contained in the said act, of the first day of May, one thousand eight hundred and sixty one, and any supplement, or supplements thereto.

Licenses obtained under former act may be extended.

Application for extension.

SECTION 4. Whenever a license shall be granted for the whole state, under this act, all publications, required by the provisions of previous acts of assembly, shall only be made in one or more newspapers published in the county, in which the principal place of business of such agency is established, and the bond of such agent shall be taken by, and be acknowledged before, the recorder, of deeds of such county, and recorded in such office, and the accounts and books of such agency shall be subject to the examination, only by the district attorney for such county.

Publications and bonds, relative to.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM. J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 39.

## A Supplement

To an act, entitled "An Act for the greater certainty of title, and more secure enjoyment of real estate," approved April twenty-second, one thousand eight hundred and fifty-six, to prevent attorneys-at-law from pleading the same.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the sixth section of the act of twenty-second of April, Anno Domini one thousand eight hundred and fifty-six, as provides that no right of entry shall accrue, or action be maintained, to enforce any implied, or resulting, trust as to realty, within five years after such trust accrued, be and the same is hereby repealed, so far as it relates to, or protects, the title of any attorney at law, to any lands purchased, or held, by him, of, or for, his client, under, or subject to, such trust, or trusts.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 40.

## Supplement

To an act relative to cost in cases of partition, approved April twenty-fourth, one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, approved April twenty-fourth, one thousand eight hundred and sixty-four, relative to costs

in partition, are hereby extended to cases of partition in the several district courts of this commonwealth.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 41.

## An Act

To authorize borrowers to contract for the payment of all taxes upon loans.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any borrower, whether by mortgage, security, or otherwise, to contract before, or at any time, during the continuance of the loan, for the payment, in addition to interest, of any and all sums assessed, or to be assessed, for taxes, upon the loan, or its interest, when the same shall be payable by the lender; and no contract shall be deemed usurious by reason of such agreement.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

## No. 42.

*An Act*

In relation to the sale, use and disposition of butts, hogsheads, barrels, casks or kegs, used by the manufacturers of malt liquors.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Manufacturers  
of malt liquors  
to file in pro-  
thonotary's  
office descrip-  
tion of marks  
used, &c.

That any person or persons, engaged in the manufacture of malt liquor, for sale, in butts, hogsheads, barrels, half-barrels, casks, half-casks, quarter-casks or kegs, with his, her or their name or names, or other private marks, respectively, branded or stamped thereon, may file in the office of the prothonotary of the county, in which such articles shall be manufactured, a description of the names used, and other private mark or marks, to be branded or stamped thereon, and shall cause the same to be published, once a week, for six weeks successively, in a newspaper, published in such county, and in the city of Philadelphia, where such publications shall be made, for the same time, in two daily newspapers, published in said city.

Prohibition.

**SECTION 2.** It is hereby declared to be unlawful for any person or persons, hereafter, other than the lawful owner or owners, as mentioned and referred to in the first section of this act, to fill with malt liquor or liquors, for any purpose whatever, or to use, traffic in, purchase, sell, dispose of, detain, convert, mutilate or destroy, or wilfully or unreasonably refuse to return or deliver to such owner, upon demand being made, any such butt, hogshead, barrel, half-barrel, cask, half-cask, quarter-cask or keg, so branded or stamped, or from which such brand or stamps have been removed, cut off, defaced or obliterated, or to remove, cut off, deface or obliterate, or to brand or stamp other brands or stamps on the same, without the written permission of such original or lawful owner or owners thereof, or unless there shall have been a sale in express terms, of any such article, exclusive of the malt liquor contained therein, to such person or persons, by said original or lawful owner or owners; any person, so offending, shall, upon conviction, be deemed guilty of a misdemeanor, to be punished, for the first offence, by a fine of ten dollars for each and every such butt, hogshead, barrel, half-barrel, cask, half-cask, quarter-cask or keg, so filled and trafficked in, purchased, sold, disposed of, detained, converted, mutilated or destroyed, or not so delivered or returned; and by a fine of twenty dollars, and by imprisonment in a county jail, for not less than one, and not more than three months, for each and every subsequent offence, to be recovered in the same manner as fines are now recoverable, one-half for the use of the poor of the city or the county, where such offence shall be committed,

Penalty.



and one-half for the use of the officer, who may arrest such offender.

SECTION 3. Any such owner or owners, or the agent of such owner or owners, who shall make oath or affirmation before any justice of the peace, alderman, or any magistrate, having jurisdiction in criminal matters, that he has reason to believe, setting forth the facts upon which such belief is founded, and does believe, that any of the above named articles, belonging to him or them, so branded or stamped, as aforesaid, or from which the brands or stamps have been cut off, removed, defaced or obliterated, or which have been mutilated or wilfully detained, after demand has been made by any person or persons, manufacturing or selling malt liquors, or any other liquor or liquid, or that any junk or cask dealer, or any other person or persons whomsoever, shall have any of the articles above described, unlawfully as aforesaid, in his, her or their possession, or secreted on his, her or their premises, or in any other place, under his, her or their control, the said magistrate shall thereupon, on proof of such demand having been made, issue a search warrant, directed to any constable or other proper officer, to search the premises of the offender or offenders, or said place, where any such articles are alleged to be, particularly describing such premises or place; and if, upon such search, any such articles shall be found, to take possession of the same, and to bring the body of the person, in whose possession or control any such article may be found, before such magistrate, to be tried as for a misdemeanor, under the same regulations, now provided by law, for the trial of misdemeanor, and to be punished in the manner set forth in the second section of this act.

Proceedings for recovery of barrels, casks, &c., branded, and penalty for mutilation of stamps, &c.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 43.

*An Act*

Extending the provisions of the act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, approved July eighteenth, one thousand eight hundred and sixty-three, and the supplements thereto, to the counties of Schuylkill, Montgomery, Wyoming, Luzerne, York and Carbon.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes," and the supplements thereto, be and the same are hereby extended to the counties of Schuylkill, Montgomery, Wyoming, Luzerne, York and Carbon.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 44.

*A Further Supplement*

To an act for the regulation and continuance of a system of education by common schools, approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four, relative to district institutes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That twenty-two days shall be held to be a school month, and that two Saturdays in each month, as the proper board shall designate, which two Saturdays shall be held to be a part of the school month, may, at the discretion, and by an affirmative vote of a majority of all the members of the board of direc-

tors, or controllers, be appropriated to institutes for the improvement of the teachers of the said district: *Provided*, That in districts, in which the schools are, or shall be, kept open, and in operation, the maximum term now allowed by law, and the teachers employed by the year, the foregoing clause as to the number of days in the school month shall not apply any further, than that the reports and statistics of the schools shall be kept in accordance therewith, and that district institutes may be held as thereby directed; all acts or parts of acts, inconsistent herewith, be and are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 45.

## A Further Supplement

To an act for the regulation and continuance of a system of education by common schools, for changing the time of making the tri-ennial returns by the county commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the commissioners of each county to ascertain tri-ennially, with the assistance of the respective assessors, the exact number of taxable citizens residing in each school district, in their several counties, and to certify the same, under their hands and seals of office, to the superintendent of common schools, who is hereby directed to adopt the number of taxables thus certified to him, as the basis of distribution of the state appropriation, which said certificates shall be prepared and transmitted, on or before the first Monday of June, in every third year, commencing with the first Monday of June, Anno Domini one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 46.

**An Act**

Supplementary to an act for the regulation and continuance of a system of education by common schools, approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Clerks of courts of quarter sessions to forward to superintendent of common schools certificates of the formation of new districts.

That the clerks of the courts of quarter sessions, of the several counties of this commonwealth, shall forward to the superintendent of common schools, a certified copy, under seal of the decree of said court, of their respective counties, creating any new school district, whether it be formed by the incorporation of a borough, the creation of a new township, or the formation of an independent district, said certificate to be forwarded within thirty days after the entry of such decree; the costs for such certificate shall be a legal charge against the new district thus formed.

Neglect or refusal of presidents of boards to call special meetings, relative to.

**SECTION 2.** If the president of the board of school directors, or controllers, shall neglect, or refuse, to call special meetings, when required by a written request, signed by three members of the board, such meetings may be called by any two members of said board, and any business, transacted at a meeting so called, shall be legal, the same as though the meetings had been held, pursuant to a notice given by the president.

Duties of presidents of boards of directors or controllers.

**SECTION 3.** That as soon as the schools of any district shall have closed for the school year, commencing on the first Monday in June preceding, the president of the boards of directors, or controllers, shall certify under oath, or affirmation, as to the whole number of months the schools, in their respective districts, have been kept open and in operation, according to law, also, that no teacher has been employed for, or had charge of any of, the schools of said district, during the year, who had not a valid certificate from the county superintendent, together with the name and post office address of the district treasurer, and shall forward the same to the county superintendent, who shall immediately approve said certificate, if found to be correct, and transmit it to the state superintendent of common schools; if it shall appear, by said certificate, that the schools of the district have been kept open and in operation, according to law, at least four months subsequent to the first Monday in June preceding, and that no teacher has had charge of any of the schools of the district, during the whole time they have been kept open during the year, who had not a valid certificate from the county superintendent, the state superintendent shall draw his warrant upon the state treasurer, for the whole amount, which such district is entitled to receive from the annual state appropriation: *Provided*, That the board of directors, or controllers, shall, at the same time, for-

County superintendents to forward certain certificate, &c.

When warrants to be drawn by state superintendent.



ward to the county superintendent, a report of the condition of the schools, in their respective districts, as directed in the twenty-third section of the act of May eighth, one thousand eight hundred and fifty-four : *And provided further*, That said certificate and report shall have been transmitted to the superintendent of common schools, on, or before, the fifteenth day of July, of the school year succeeding the one, for which the certificate and report were made. Proviso.

SECTION 4. That it shall be the duty of the president and secretary of the tri-ennial convention of directors, to certify to the superintendent of common schools, the name and post office address of the person elected county superintendent, in pursuance of the provisions of the act of May eighth, one thousand eight hundred and fifty-four, and those of all the other candidates, who received votes, together with the amount of compensation fixed upon by said convention ; upon the receipt of such certificate, if no valid objection be received within thirty days, after the day of the election, the superintendent of common schools shall commission the person, so elected, for the term of three years ; but if objections to issuing such commission be made within thirty days, and such objections be signed, among others, by a majority of the members of not less than one-fifth of all the school boards in the county, from which such objections are received, and certified to, under oath or affirmation, by at least three of the signers, the superintendent of common schools may require such evidence, under oath or affirmation, in regard to the legality of the election and the qualifications of the person, elected county superintendent, as he shall deem necessary, and then, shall issue the commission to the person properly qualified, who received the greatest number of votes ; and the superintendent of common schools, when engaged in the investigations of objections, filed against the issuing of commissions to county superintendents, shall have power to issue subpoenas, and administer oaths, and any person, refusing or neglecting to attend, and give evidence at such investigation, when legally subpoenaed, shall be liable to the same fines and penalties, as if he had refused to appear and give evidence in a court of record, and the costs to be paid by the party subpoenaing the witnesses. President and secretary of tri-ennial conventions to certify names and address of county superintendents, &c.

SECTION 5. That the words, "above the age of five, and under twenty-one years," in the twenty-third section of the act of eighth of May, Anno Domini one thousand eight hundred and fifty-four, relative to the regulation and continuance of a system of education by common schools, be so changed, as to read, "between the ages of six and twenty-one years." Commissions to be issued.

SECTION 6. That all former acts, or parts of acts, relative to the common school system, which are supplied by, or inconsistent with, the provisions of this act, are hereby repealed. Proceedings in case of objection to persons elected.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 47.

## Supplement

To an act regulating lateral railroads.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act regulating lateral railroads," passed May fifth, one thousand eight hundred and thirty-two, and the several supplements thereto, shall be construed to authorize the construction of a single or double track railroad, with the necessary sidings, wharves, schutes, machinery, fixtures and appurtenances, for the transfer and delivery of limestone, iron ore, coal, and other minerals, from said lateral railroad, on to any public or locomotive road, the damages to the owners of the land to be ascertained and paid, in the same manner as under the general railroad law: *Provided,* That not any of said roads shall exceed five miles in length.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 48.

## An Act

To pay the retiring officers of the Senate and House of Representatives.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the treasurer shall pay to all the retiring officers, who have assisted in the organization of the Senate and House of Representatives, and whose accounts shall have been certified

to by the clerks of the respective Houses, ten days' pay, at the rate of three dollars per day, and mileage.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 49.

## A Further Supplement

To an act, entitled "A further supplement to an act to incorporate the Point Breeze Park association," approved May the twentieth, Anno Domini one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the power given in the first section of said supplement, to assess upon each member a sum not exceeding five dollars per annum, is hereby increased to ten dollars per annum. Assessments may be increased.

SECTION 2. That the provisions of this act shall not go into effect, unless approved of by a majority of members present at a meeting called for the purpose of taking the question into consideration, notice of which shall be given to each member, at least one week previous to such meeting, which notice shall have appended to it a copy of the supplement to be acted on. When to take effect.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twelfth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 50.

*An Act*

Relating to the sale and conveyance of certain real estate of Moses Palmer, deceased.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the proceedings in partition, in the orphans' court of Delaware county, in the matter of the estate of Moses Palmer, deceased, and the private sale, and conveyance, of a tract of seventy-nine (79) acres of land, in Darby township, in said county, part of said estate, by Christopher G. Palmer and John G. Palmer, trustees to James Raimond, by deed dated the twenty-fifth day of February, A. D. one thousand eight hundred and fifty-seven, made under the order of, and confirmed by, the said court, shall be as valid and effectual as if said sale, in the manner and form made, had been expressly authorized by the act of April eighteenth, one thousand eight hundred and fifty-three, relating to the sale and conveyance of real estate.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twelfth day of January, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.

No. 51.

*An Act*

To change the time of holding the townships and borough elections in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the townships and borough elections, in the county of Tioga, be held on the Friday next preceding the last Monday in January, annually: *Provided,* That elections held for the



present year shall be deemed legal, if not held until the usual time for holding elections in said county, for want of sufficient notice of this act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twelfth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 52.

## An Act

Relating to the payment of bounties to volunteers in the borough of West Greenville, Mercer county.

WHEREAS, Under the late call for five hundred thousand men, by the President of the United States, the quota of said borough was twenty men; at a meeting of the citizens of said borough, it was resolved to fill said quota by volunteers, and that as much money as possible should be raised by subscription, and the balance by taxation. Four thousand dollars was raised by subscription, and an agreement was made by the town council with Achre, Wick & Co., that they should pay the balance, and they would levy a tax, and collect the same, and pay them. Persons were appointed to procure the volunteers, and Achre, Wick & Co. paid the balance of the money necessary to pay the bounties. On the sixth of September, one thousand eight hundred and sixty-four, the burgess and town council passed a resolution to levy a tax of two per cent. on the valuations, and a *per capita* tax of five dollars, to procure volunteers, which tax was levied, and is in the hands of the collector:

*And whereas*, Doubts have arisen as to the legality of said assessment; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the assessment of tax in the borough of West Greenville, made in pursuance of the resolution of the burgess and town council, on the sixth day of September, eighteen hundred and sixty-four, is hereby made legal and valid, and the collector of the same is hereby authorized, and required, to collect the same, and pay it over to the borough treasurer, who shall, and is hereby required, to pay to Achre, Wick & Co., of said

borough, the amount they advanced to procure volunteers for said borough, together with six per cent. interest thereon.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twelfth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 53.

## An Act

To authorize the school directors of the borough of Glasgow, Beaver county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Glasgow, in the county of Beaver, be and they are hereby authorized and empowered to borrow any sum or sums of money, not exceeding three thousand dollars, at a rate of interest not exceeding six per cent. per annum, for the purpose of building a school house, or school houses, for said borough, and to issue bonds therefor, in sums of not less than one hundred dollars each, said bonds to be executed by the president and secretary of the board, and shall be exempt from taxation under the laws of this commonwealth

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirteenth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 54.

*An Act*

Authorizing the Huntingdon and Broad Top Mountain Railroad and Coal Company to consolidate their mortgage, and other indebtedness, by executing a mortgage, or deed of trust, to secure the payment of bonds to the extent of one million and five hundred thousand dollars.

WHEREAS, The Huntingdon and Broad Top Mountain Railroad and Coal Company, with a view to consolidate their mortgage, and other indebtedness, proposes to issue, for that purpose, their bonds to the amount of one million and five hundred thousand dollars; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said, the Huntingdon and Broad Top Mountain Railroad and Coal Company, may secure the payment of the bonds to the extent of one million and five hundred thousand dollars, which they may make, and issue, for the purpose of paying off and discharging their indebtedness, whether secured by mortgage, or otherwise, by a mortgage, or deed of trust, of its railroad, or any of its real estate, and may include in said mortgage any locomotives, cars or other rolling stock, or equipments, and all machinery, whether then held, or thereafter to be acquired, for the constructing, operating, repairing, or replacing of the said railroad, or any part thereof, or any of its equipments or appurtenances; all of which property and things, so included, and all fixtures, or appurtenances, whether then possessed, or thereafter to be acquired, shall be subject to the lien and operation of said mortgage, or deed of trust, and may also include all franchises held by the said corporation, and connected with, or relating to the said railroad; which said franchises are hereby declared, in case of sale by virtue of any such mortgage, or deed of trust, to pass to the purchasers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighteenth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 55.

*An Act*

Relating to the Western Pennsylvania Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the stockholders of the Western Pennsylvania Railroad Company may, from time to time, at any annual or special meeting, or meetings, change the number of their directors: *Provided*, That the number shall never be less than five, a majority of whom shall constitute a quorum for the transaction of business: *Provided further*, That a majority of the whole stock of the company shall vote in favor thereof.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The nineteenth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 56.

*An Act*

To change the venue in the case of the Commonwealth vs. Washington V. Gotwald, number twelve of August term, one thousand eight hundred and sixty-four, in the court of quarter sessions of Adams county, to the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the venue in the case now pending in the court of quarter sessions of Adams county, of the Commonwealth vs. Washington V. Gotwald, number twelve of August term, one thousand eight hundred and sixty four, be and the same is hereby removed to the court of quarter sessions of Dauphin county, to the April term of said court, where it shall be tried, judgment and sentence had thereon, with the same effect as if it



had been tried in the county of Adams; and all records in the case shall be certified, and transferred by the proper officers of the said county of Adams, to the said county of Dauphin, and all expense incurred by the said county of Dauphin, by reason of the said change of venue, shall be paid by the commissioners of the said county of Adams.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The nineteenth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 57.

## A Further Supplement

To an act, entitled "An Act authorizing the citizens of Palmer township, Northampton county, to issue bonds, and disburse the proceeds of the sale thereof as bounties to volunteers," approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the third section of an act, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March one thousand eight hundred and sixty-four," approved the twenty-fifth day of August, one thousand eight hundred and sixty-four, are hereby extended to such of the townships and boroughs of Northampton county as have accepted the act, entitled "An Act authorizing the citizens of Palmer township, Northampton county, to issue bonds, and disburse the proceeds of the sale thereof as bounties to volunteers," approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, together with the supplements thereto, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 58.

**An Act**

Relating to bounties in the county of Warren.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the act, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four," and which supplement was approved on the twenty-fifth day August, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby repealed, as to all calls of the President of the United States for volunteers, made prior to the said twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four, so far as the county of Warren is concerned.

Provisions of  
certain act de-  
clared to be in  
full force.

SECTION 2. That the act approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to authorize the road commissioners of the several townships, and the burgess and council of the boroughs, of the county of Warren, to levy a tax for the payment of bounties to volunteers, together with the supplements thereto," approved the twenty-fourth day of August, Anno Domini one thousand eight hundred sixty-four, be and the same are hereby declared to be in full force, as to all calls of the President for volunteers, made prior to the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four; and that any, and all, proceedings for the levy and collection of the tax, provided for in said acts, be and they are hereby legalized and made valid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 59.

*An Act*

To authorize the governor to appoint two additional notaries public for the county of Lycoming, to reside at, or near, the borough of Muncy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the governor is hereby authorized and empowered to appoint and commission two additional notaries public, in the county of Lycoming, to reside at, or near, the borough of Muncy; and so much of any act, heretofore passed, as renders, or has been construed to render, justices of the peace ineligible to the office of notary public, be and the same is hereby repealed, as far as relates to the notaries to be appointed by virtue of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-sixth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 60.

*An Act*

To authorize an agreement between the Central, or some other, railroad company, of New Jersey, and the Lehigh Coal and Navigation Company, in relation to the construction of a bridge authorized, across the river Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Central Railroad Company, of New Jersey, acting under the authority granted by the legislature of that state, to build a bridge at the river Delaware, or any other railroad company, of New Jersey, having such authority, and the Lehigh Coal and Navigation Company, be and they are hereby authorized to construct and erect, by agreement between them-

selves, a bridge across the river Delaware, authorized by the second section of the act of the sixteenth of March, Anno Domini one thousand eight hundred and sixty-four, entitled "A supplement to an act, entitled 'An Act to authorize the Lehigh Coal and Navigation Company to extend their railroad from White Haven to Mauch Chunk,' approved the fourth of March, Anno Domini one thousand eight hundred and sixty-three."

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 61.

## An Act

To enable soldiers to vote at the Mayor's election in the city of Lancaster, and the municipal election in the city of Harrisburg.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Qualified electors, in actual military service, may vote for certain officers.

That during the continuance of the present rebellion, all qualified electors of this commonwealth, who shall be in any actual military service, under a requisition from the President of the United States, or by the authority of this commonwealth, who, if he were at home, in the city of Lancaster, or the city of Harrisburg, on the day of the election of mayor, and other officers, for either of said cities, would be entitled to vote, shall be entitled to vote for mayor, and all other officers, voted for on said days, in the manner and form prescribed in this act.

Mode of voting.

*SECTION 2.* That such absent elector shall, by an instrument executed by him, not more than forty days previous to any election for mayor and other officers, to be held in the city of Lancaster, and the city of Harrisburg, authorize and empower any elector of the city of Lancaster, or city of Harrisburg, as the case may be, to cast for him his vote, or ballot, in the proper ward of the city, of which such absent elector is a voter, in the manner prescribed in this act, for all officers for whom he would have a right to vote, if he were present at such election; said instrument shall be signed by such absent elector, attested by a subscribing witness, and sworn to before any field officer, captain, adjutant, or commandant of any com-



pany, or detachment on detached service of the United States, or the commandant of any vessel in the naval service of the United States, to which the said absent elector may belong, or be attached; and such officers are hereby duly authorized to administer oaths, for the purposes specified in this act, and they shall attach to their signature their official designation.

SECTION 3. The said absent elector shall make and subscribe the following affidavit: I ———, do solemnly swear (or affirm) that I am a citizen of the United States, am now of the age of twenty-one years, that I have been, or shall have been, an inhabitant of the city of Lancaster, or the city of Harrisburg, as the case may be, for one year next preceding the election to be held on the ——— in ———, eighteen hundred and ———, (stating the day of such election;) that I am now, and until said election intend to be, a resident of said city of Lancaster, or city of Harrisburg, as the case may be; and I do further swear, (or affirm,) that I am in the actual military (or naval) service of the United States; that I am a member of company ——— of the ——— regiment (describing the organization to which he belongs) now at, or near, ———, in the (or territory) of ———, (or attached to the United States vessel ———;) and I do further appoint and direct ———, of said city, to vote the enclosed ballot for me at the election opened at the place of voting in the ——— ward, of said city.

Sworn to and subscribed this ——— day of ———, one thousand eight hundred and ———, before me.

SECTION 4. The said absent elector, in the service as aforesaid, shall prepare and fold the ballot, or ballots, he designs to cast at such election, and enclose the same, together with the instrument described in the second section of this act, in an envelope duly sealed, having on the outside thereof, either written or printed, the affidavit described in the third section of this act, sworn to and subscribed as therein required. The said envelope, prepared as aforesaid, shall be enclosed by him, in another envelope, marked "soldier's vote," sealed and directed to the elector empowered, by the instrument described in the second section of this act, to cast the ballot of said absent elector, and the said absent elector may then transmit the same to the person, to whom it is directed, by mail or otherwise.

Ballot, affidavit, &c., to be enclosed in envelope, and transmitted.

SECTION 5. Such elector, upon receiving such letter from such absent elector, may open the outer envelope thereof, but he shall not open the inner envelope thereof; on the day of such election, and between the opening and close of the polls thereof, he shall deliver such inner envelope to the inspectors of elections, of the proper ward, and at the polls thereof, and if the name of the person, signing the affidavit on the outside of said envelope, shall be found entered upon the list of assessed taxables for said ward, and a receipt for the payment of city tax, within one year, shall be presented, said envelope shall be, by said inspectors, publicly opened, and the votes, or ballots, therein contained, shall be duly deposited in the appropriate boxes prepared to receive the ballots of voters, and the name of such absent elector shall be entered upon the list of voters,

How votes to be delivered, counted, &c.

together with the name of the person delivering the ballot at the polls; if such shall not be found entered upon the list of taxables for such ward, where such person claims to reside, such envelope shall not be opened, unless an affidavit be made by a voter of said ward, to the effect, that he knows that said person, whose vote is so offered, is a resident of said ward. If such affidavit be made and delivered to the inspectors, they shall cause his name to be entered on the list of taxables, and if the tax be paid for said voter, as required by law, the inspectors shall open said envelope, and deposit the votes, or ballots, therein contained, as aforesaid, and the name of the person so voting shall be entered upon the list of voters, as aforesaid. The affidavit required in this section may be made before any alderman, or the judge of the election, and any person can pay the tax, as required by this section, for any absent elector.

Penalty for neglect of duty by election officers, &c.

SECTION 6. Any inspector, or judge, of election, and any elector to whom said ballot shall be sent, who shall wilfully neglect, or refuse, to perform any of the duties required of him by this act, or in any manner wilfully violate, or abuse, any trust, or duty, hereby imposed on him, shall be deemed guilty of a misdemeanor, and upon conviction, shall be punished by fine not exceeding two hundred and fifty dollars, and by imprisonment, in the county jail, not exceeding four months.

Penalty for false swearing.

SECTION 7. Every person, who shall be guilty of wilful and corrupt false swearing, or affirming, in taking any oath, or affirmation, prescribed by this act, shall be adjudged guilty of wilful and corrupt perjury; and every person, who shall make or sign a false certificate to any instrument, or affidavit, authorized by this act, shall be deemed guilty of a misdemeanor.

Penalty for forging or altering ballots, envelopes, &c.

SECTION 8. Every person, who shall deliver, or present, to the inspectors of elections, under this act, any forged, altered or changed ballot, envelope, or instrument required, or provided for, by this act, knowing the same to be so forged, altered or changed, shall be guilty of a misdemeanor, and upon conviction, shall be punished by a fine not exceeding two hundred and fifty dollars, and by imprisonment in the county jail, not exceeding four months.

Certain provisions to apply.

SECTION 9. All laws relating to elections in this state, and the city of Lancaster, or the city of Harrisburg, as the case may be, not inconsistent with the provisions of this act, shall apply to voting under the provisions of this act: *Provided*, That all the provisions of this act shall apply to the municipal elections, hereafter to be held in the city of Harrisburg, excepting the time for holding such elections, which shall be on the third Friday of March, in each year, as is now provided by law.

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 62.

*An Act*

Relative to the purchase of a Law Library, for the use of the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all moneys, which may hereafter be collected, which would be estreated into the treasury of the county of Dauphin, arising from recognizances forfeited in the courts thereof, and so much of all fines and forfeitures as shall hereafter be declared within the courts of the said county, during the next five years after the passage of this act, as would otherwise go into the treasury aforesaid, shall be applied to the purchase and keeping up of a law library, for the use of the said county, to be kept in the court house, in the city of Harrisburg, and to be used under such rules and regulations as shall be made by the court of common pleas of said county; and all purchases of books, and expenditures of money, for the purpose aforesaid, shall be made under the direction of the said court.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 63.

*A Further Supplement*

To an act to incorporate the city of Philadelphia, relative to the election of school directors in the Twenty-fifth ward.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next general election, the qualified voters of each election division of the Twenty-fifth ward, of the city of Philadelphia, shall vote for three citizens of the said division, to

Time and manner of electing school directors.

serve as school directors, and the three persons having the highest number of votes, in such division, shall be elected, one of whom shall serve for one year, one for two years, and one for three years; and at each annual election thereafter, the qualified voters, of each election division, shall vote for one citizen of said division to serve for three years, and the whole number of directors, elected from the several divisions, shall constitute the board of directors for said Twenty-fifth ward; the term of each director to be determined by lot, at the first meeting of the board after their election.

Repeal.

SECTION 2. That all laws, or parts of laws, conflicting with the provisions of this act, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 64.

## An Act

To authorize the Pennsylvania Training School for Feeble Minded Children to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Pennsylvania Training school for feeble minded children be and the same is hereby authorized to sell and convey to the purchaser, or purchasers thereof, for a price or sum of not less than twelve thousand dollars, the property formerly occupied by them, and buildings, and lot of ground of the corporation, on Woodbine avenue, in the Twenty-second ward, of the city of Philadelphia, containing eight acres, more or less; the proceeds of such sale to be held, or applied, only for the purposes of the institution.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 65.

*An Act*

Requiring the recorder of deeds of Clarion county to make transcripts of all evidence of titles, within the county of Clarion, contained in the records of the counties of Armstrong and Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* The the recorder of deeds of Clarion county is authorized, and required, by himself, or one or more competent deputies, to make transcripts, in suitable books, to be procured for that purpose, of all the records of deeds, or other evidence of title, of lands lying within the said county, which may be found recorded in the offices for recording deeds, &c., in the counties of Armstrong and Venango: *Provided*, That in making said copies of transcripts, the records of said counties shall not be used to the injury, or delay of the business of the several offices in which they are kept.

Recorder to make certain transcripts.

Proviso.

SECTION 2. Said books of transcripts, when so made, shall be preserved in the recorder's office, of the county of Clarion, and the books themselves, and exemplifications therefrom, duly certified, shall be received as evidence in all the courts of this commonwealth, with the same effect, as if such deeds and other evidences of title had been originally recorded in said county of Clarion.

To be received as evidence, &c.

SECTION 3. The books, for said purpose, shall be provided by the commissioners of the county of Clarion, at the expense of said county, and they shall also pay to the recorder aforesaid, for his compensation, for making the necessary examinations and transcripts, at the rate of one cent for every five words so transcribed.

Expenses, how to be paid.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 66.

*An Act*

To increase the pay of supervisors of roads, and overseers of the poor, of  
Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the supervisors of roads, and the overseers of the poor, of the county of Susquehanna, shall be entitled to receive the sum of one dollar and fifty cents per. day, each, while necessarily employed in discharging the duties of their respective offices.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one  
thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 67.

*An Act*

To increase the pay of the county commissioners, county auditors, jurors,  
supervisors and assessors, of the county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* From and after the passage of this act, and until the first day of June, one thousand eight hundred and sixty-nine, the compensation of the county commissioners, and county auditors, of Fayette county, shall be three dollars, each, per diem, for every day necessarily employed in the discharge of their official duties; the compensation of the jurors in attendance upon the several courts of said county shall be two dollars per diem; the compensation of the supervisors of roads of the several townships of said county shall be two dollars per diem,

and the compensation of the assessors of the several townships of said county shall be one dollar and fifty cents per diem, for every day necessarily employed in the discharge of their official duties.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 68.

## An Act

Relative to the pay of witnesses, jurors, county auditors and commissioners, in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the pay of witnesses, in the county of Butler, shall be one dollar per day, and of jurors, one dollar and fifty cents per day, while said witnesses and jurors are in attendance upon the courts of said county; and of the county auditors and commissioners, two dollars per day, each, while necessarily engaged in the discharge of their respective duties; and all acts, or parts of acts, inconsistent with this act, be and the same are hereby repealed, and this act to take effect, from and after the first day of January, Anno Domini eighteen hundred and sixty-five.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 69.

*An Act*

Defining the pay of certain officers in Dauphin county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Pay of county commissioners.

That from and after the passage of this act, the county commissioners of Dauphin county shall each be entitled to receive, from the county treasury, three dollars per day, and each of the county auditors, two dollars and fifty cents per day, for each day actually and necessarily employed in the duties of their respective offices.

Assessors and assistant assessors.

*SECTION 2.* That the assessors and assistant assessors, in said county, shall each be entitled to receive one dollar and fifty cents per day, for each day actually and necessarily employed in the duties of their office, to be paid as now directed by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 70.

*An Act*

To incorporate the Children's Home for the borough and county of York.

Preamble.

WHEREAS, A number of citizens, of this commonwealth, have formed an association for the laudable and benevolent purpose of educating and providing for friendless and destitute children :

*And whereas,* The general assembly of this commonwealth are willing to encourage such purposes; therefore,

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles A. Morris, Samuel Small, Sr., John Herr, E. G.



Smyser, Wm. Smith, David E. Small, E. C. Bender, Charles Weiser, F. C. Polack, Dr Wm Johnston, George Cown, Jacob Seachrist, V. R. Keesey, Dr. T. N. Haller, C. A. Keyworth, John Crarey, E. Chapin, Eli Lewis, John H. Small, Charles Billmeyer, Henry Small, Jacob Weiser, David Rupp, Henry Kauffert, Wm. H. Welsh, Dr. A. R. Blair, Daniel Immell, Henry Lannis, G. J. Weiser, Philip A. Small, E. H. Weiser, George Latimer, George Wogan, George A. Heckert, Jacob Stair, Jacob D. Schall, Samuel S. Hersh, Alex. J. Frey, James Kell, E. J. Case, David Emmitt, George W. Ilgenfritz, W. Latimer Small, Henry D. Schmidt, Peter M'Intyre, Wm. H. Kuntz, Jeremiah Carl, George Hay, David Small, Abraham Forrey, Dr. J. W. Kerr, Henry Welsh, Michael B. Spahr, Wm. Danner, Philip Smyser, William Frysinger, Wm. D. Elliott, Albert M. Barnitz, Lewis Carl, Frederick Baugher, Michael Smyser, Martin Bender, Daniel Kraber, Israel Loucks, Wm. A. Wilt, Chas. H. Klinefelter, Daniel Hoke, Dr. Jacob Hay, John L. Mayer, Jacob W. Baugher, and their associates, be and they are hereby incorporated, and made a body politic in law, by the name, style and title of the "The Children's Home for the borough and county of York;" and by that name, style and title, shall have perpetual succession, with power to have a common seal, and the same to change at pleasure, to make contracts relative to the institution, to sue and be sued, to plead and be impleaded; and by that name, style and title, be capable of purchasing, holding, taking and conveying any estate, real or personal, for the use of the said corporation: *Provided*, The annual income, of said estate, shall not exceed ten thousand dollars, nor be applied to any other purposes than those for which this association is formed—to fix the quorum of the board of managers and the board of trustees, and appoint such officers as may be requisite, to establish such other by-laws, rules and regulations, as the said corporation shall judge necessary or expedient for the due management of the concerns of the said corporation: *Provided*, That the same be not repugnant to the constitution of the United States or of this commonwealth.

SECTION 2. That every person, who shall annually pay to the treasurer of the Children's Home, on or before the first day of May, the sum of one dollar or upwards, shall be a member of the said Children's Home for the borough and county of York, while such persons so contribute, and every person who shall pay twenty dollars, at one time, shall be a member for life.

SECTION 3. That the affairs and concerns of the said Children's Home for the borough and county of York shall be conducted by a board of managers, consisting of twenty-four ladies, and a board of trustees, consisting of sixteen gentlemen; and the members of the corporation shall meet within twenty days after the passage of this act, at such time and place as the three first named corporators shall designate, and elect a board of twenty-four managers, six of whom shall be elected to serve for one year, six to serve for two years, six to serve for three years, and six to serve for four

	years ; and, also, a board of trustees, four of whom shall be elected to serve for one year, four for two years, four for three years, and four for four years ; and the members of said corporation shall, annually, thereafter, on the first Tuesday in May, at such hour and place as the said board of trustees shall designate, elect six managers and four trustees, to serve for four years : <i>Provided</i> , That should any vacancy, or vacancies, occur by reason of death, resignation, removal, or neglect, or refusal to act, of any manager or managers, trustee or trustees, that such vacancy or vacancies may be filled by the said board of managers or trustees, until the ensuing annual election, when the said vacancy or vacancies shall be filled : <i>Provided</i> , That in case an election should not be held at the time provided, the board of trustees shall give at least ten days' notice that another election will be held, which said election shall be held within one month after the said first Tuesday in May : <i>And provided further</i> , That notice of any election shall be given, at least twice a week, for two weeks, in at least two of the newspapers of the borough of York, prior to the time of holding said election.
Vacancies.	
Failure to hold election, relative to.	
Notice to be given.	
Object.	SECTION 4. That the primary object of this institution shall be to take under its care and guardianship, at the discretion of the aforesaid managers and trustees, all poor white orphan, or half orphan, children, under the age of twelve years, who shall be voluntarily surrendered by their parent, guardians or next friends, to the care of the said managers and trustees ; said managers and trustees may, also, at their option, afford an asylum in said Children's Home, for other poor, friendless, destitute, or vagrant white children, under twelve years of age, who may be committed to the care of the said managers and trustees, by either of the judges of the court of common pleas, of the county of York, or by any committing magistrate of the borough of York, or by the directors of the poor, of the county of York, on account of vagrancy, or the exposure, neglect, or abandonment of said children by their parents, guardian, or other persons having custody of said children ; and it shall be the duty of any judge or magistrate, so committing any child to the care of the said managers and trustees, to annex to the said commitment an abstract of the evidence taken by him, and on which his adjudication was founded, which said evidence shall be under oath or affirmation, and taken in the presence of said child.
Commitment of children, relative to.	
Powers and duties of managers and trustees.	SECTION 5. That the said managers and trustees shall have the guardianship of the said children, so placed under their care and management, during their minority, shall cause them to be educated and instructed in a proper manner, and may, when in their discretion it shall appear proper, bind the said children, with their consent, as apprentices, during their minority, to such persons, and at such places, and to learn such trades and employments, as in the judgment of said managers and trustees, will be most conducive to the benefit and advantage of said children : <i>Provided</i> , The charge and power of said managers, and trustees, over and upon the said children, shall not, in the case of females, extend beyond the age of eighteen years, or the said managers and trustees may, in
Proviso.	

their discretion, return the said children to their parents, or surviving parent, guardian, or directors of the poor and house of employment for the county of York.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 71.

## An Act

To pay John Stewart, clerk to the committee in the case of Manly vs. Wilson.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the state treasurer is hereby authorized and required to pay to John Stewart, clerk to the committee in the contested election case of Manly vs. Wilson, the sum of three dollars per day, and the usual mileage; the number of days to be certified to by the chairman of said committee.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 72.

*An Act*

To pay James Onslow, for services as clerk in the contested election of  
Boyer *vs.* Alleman.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be required to pay James Onslow, as clerk in the contested election case of Boyer *vs.* Alleman, the per diem allowance, made by existing laws, upon the presentation of a certificate embodying the facts, duly made out by the chairman of said committee, to the state treasurer, concerning the length of time served by the said Onslow.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 73.

*An Act*

Supplementary to an act, entitled "An Act in relation to inspection," approved April fifteenth, one thousand eight hundred and thirty-five, relating to the compensation of the bark inspector of the port of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the bark inspector of the port of Philadelphia shall receive, in lieu of the compensation allowed him by the act to which this is a supplement, the sum of one dollar and sixty cents, for inspecting every ton weight of bark, and a proportionate sum for tierces and barrels; and that so much of the act to which this is a



supplement, as is inconsistent herewith, be and the same is hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 74.

## A Further Supplement

To an act to incorporate the city of Philadelphia, passed February second, Anno Domini one thousand eight hundred and fifty-four, relative to the election of school directors in the Twenty-first ward.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the true intent and meaning of the act, entitled "An Act to elect school directors in the Twenty-first ward," shall be but eighteen, and that the eighteen school directors elected by the qualified citizens of the Twenty-first ward, on the second Tuesday of October, Anno Domini one thousand eight hundred and sixty-four, shall constitute the school board of said ward; and that the term of the school directors, heretofore elected by the citizens of Manayunk, Roxborough and Penn district, in the Twenty-first ward, shall expire and terminate on the thirty-first of December, Anno Domini one thousand eight hundred and sixty-four, and the said act of April eighteenth, eighteen hundred and sixty-four, shall be construed as if the provision of this declaratory act had been therein inserted.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 75.

## An Act

To authorize the Junction Railroad Company to issue additional bonds, and secure the same by a second mortgage.

WHEREAS, The sum already authorized by law, to be borrowed by the Junction Railroad Company, and secured by mortgage, has been expended by them, and has proved insufficient to complete the said road, and put it into public use, and a further sum is necessary for that purpose; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Junction Railroad Company to borrow the further sum of three hundred thousand dollars, for the purpose of constructing and completing their said railroad, and putting the same into public use and operation, and to issue bonds therefor, with coupons attached, bearing interest at a rate not exceeding six per cent. per annum, and to secure the same by a second mortgage of their railroad, constructed or to be constructed, and of all their property, real and personal, acquired or to be acquired, and all their corporate rights and franchises whatsoever, and which mortgage shall be subject to the mortgage heretofore authorized, executed to secure bonds to the amount of five hundred thousand dollars; and it shall be lawful for the companies named in the act, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-one, entitled "A supplement to an act to incorporate the Junction Railroad Company, passed May the fifteenth, one thousand eight hundred and sixty," or any or either of them, to guarantee the principal and interest, or either of said bonds, so to be issued, upon such terms as may be agreed upon between them.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 76.

## An Act

To change the venue, in a certain case, from Clinton to Centre county.

WHEREAS, An indictment is now pending in the court of oyer and terminer, of Clinton county, against William Gaines, for the murder of Robert Gaines :

And whereas, The said defendant alleges that he cannot secure an impartial trial, by a jury, in that county ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain indictment, now pending in the court of oyer and terminer, of Clinton county, against William Gaines, for the murder of Robert Gaines, which was, by the grand inquest of the commonwealth of Pennsylvania, inquiring in and for said county of Clinton, returned a true bill at December term, one thousand eight hundred and sixty-three, to wit, on the fifteenth day of December, Anno Domini one thousand eight hundred and sixty-three, be and the same is hereby removed to the court of oyer and terminer, in and for the county of Centre, for trial by jury or juries of said county, at the next January term, or any subsequent term of said court, together with the record of said cause, and all the papers relating thereto; and that the said court of oyer and terminer, in and for the county of Centre, is hereby authorized to issue all necessary process or processes for summoning jurors, and enforcing the attendance of witnesses, and to proceed to trial, verdict and sentence; and in case of acquittal, to a discharge of the said William Gaines, in the same manner, and with the same force and effect, as the said court of oyer and terminer, of Clinton county, might or could do: *Provided*, That in case of the conviction of the said William Gaines for murder in the first degree, he shall, after sentence, be returned to the jail of the county of Clinton, and there safely kept until the time fixed for his execution, and to be executed in said county, in the same manner, and by the same officer, as though his trial and conviction had taken place in said county of Clinton: *And provided further*, That the district attorney, in and for Clinton county, shall conduct and control the prosecution in the court of oyer and terminer, of Centre county, in the same manner, and to the same extent, as it would be his duty to do in the court of oyer and terminer of Clinton county; in case of the absence of said district attorney of Clinton county, the court shall designate, or appoint, an attorney or attorneys, to conduct the prosecution on the part of the commonwealth, and who shall be paid by the said county of Clinton.

Change of venue authorized.

Proviso.

Proviso.

SECTION 2. That the said county of Centre shall not be subjected to any costs or expenses in consequence, or by reason, of the transfer and removal of the aforesaid indictment, or by

Costs of removal, &c., to be paid by Clinton county.

Compensation  
of sheriff.

Neglect of  
sheriff to re-  
move prisoner,  
relative to.

the reason of the removal of the said William Gaines to the jail of Centre county; but the same, or any part thereof, which would otherwise fall on the said county of Centre, shall be paid by the commissioners of Clinton county, on orders of commissioners of Centre county: *Provided*, That the commissioners of the county of Clinton shall pay, to the sheriff of said county, such sum as may be necessary for his expenses in removing and conveying the said William Gaines to the jail of Centre county: *And provided further*, That in case of the refusal, or neglect, of said sheriff, of the county of Clinton, to remove the prisoner, as aforesaid, to the said county of Centre, on or before the said time specified, it shall be the duty of the sheriff, of said county of Centre, to remove said prisoner for trial, as aforesaid, and that all costs and charges, attending his removal, be charged to the said county of Clinton.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 77.

## An Act

Dividing the Third, and creating a new, ward, in the city of Pittsburg.

Division of  
Third ward.

Tenth ward  
created.

Election of  
councilmen.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Third ward, of the city of Pittsburg, be and the same is hereby divided into two separate wards, by a line commencing in Liberty street, at the junction of Grant street, and thence along the centre of Grant street to Diamond street, and all that portion of said Third ward, lying north and west of said division line, shall constitute the Tenth ward of said city, for all purposes whatsoever; and that portion of said Third ward, lying south and east of said division line, shall be and remain the Third ward of said city.

SECTION 2. That at the next municipal election in said city, the said Third and Tenth wards shall be entitled to, and shall elect members of the select and common councils of said city, agreeably to the apportionment to be made by said councils.



SECTION 3. That until the next municipal election, the present officers of the third ward shall act for both of said wards, as fully and effectually as they could have done in the Third ward, if this act had not been passed; and the several officers, whose terms of office shall not expire at or about the time of said election, shall continue in office for the ward in which they shall reside, until the expiration of their terms of office respectively, and with the exceptions aforesaid, the said wards shall each elect, at the election in January, one thousand eight hundred and sixty-six, alderman, councilmen, school directors, and all other officers incident to them as separate wards and election districts of said city.

Present officers of Third ward to act for both wards, until next election.

Expiration of terms of present officers, relative to.

Election of officers.

SECTION 4. That for school purposes, the said Third and Tenth wards shall be and remain one district, until the first day of April, Anno Domini one thousand eight hundred and seventy-one, under the joint control of their two boards of school directors, with like powers and duties as are now by law conferred and imposed upon the directors of the Third ward; and at the end of said period, if the said two boards of school directors can not mutually agree as to the value of the school house and school property, the same shall be appraised at its fair value, by three disinterested free-holders of said city, not citizens of the Third or Tenth wards, to be appointed by the court of common pleas of Allegheny county, who shall assess, and determine, by a just partition, what amount shall be paid by the Tenth ward to the Third ward, as and for the fair proportion and share of said Third ward, in said school property, and the sum so awarded, and assessed, in favor of the Third ward, shall be paid by the Tenth ward, in two equal, annual instalments, and upon payment thereof, the said property shall vest solely in said Tenth ward school district.

To remain one school district until April 1, 1871.

Mode of appraising value of school property, &c.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 78.

*An Act*

To amend the fee bill as to aldermen, in and for the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees to be received by aldermen in the city of Philadelphia, shall be as follows: For information or complaint, on behalf of the commonwealth, thirty cents; docket entry of action, on behalf of the commonwealth, twenty-five cents; warrant, *mittimus* or *capias*, on behalf of the commonwealth, fifty-cents; writing an examination or confession of defendant, fifty-cents; hearing in criminal cases, fifty cents; administering oath or affidavit in criminal or civil cases, ten cents; taking recognizance in criminal case, thirty cents; transcript in criminal case, including certificate, fifty cents; entering judgment on conviction for fine, fifty cents; recording conviction, twenty-five cents; warrant to levy fine or forfeiture, thirty cents; bail piece and return supersedeas, thirty cents; discharge to jailor, thirty-five cents; entering discontinuance in case of an assault and battery, fifty cents; entering complaint of master, mistress or an apprentice, thirty cents; notice to master, mistress or apprentice, twenty-five cents; hearing parties, fifty cents; holding inquisition, under landlord and tenant act, or in case of forcible entry, each day, each justice, two dollars; process, et cetera, to sheriff, each justice, seventy-five cents; recording proceedings, each justice, one dollar and fifty cents; writ of restitution, each justice, seventy-five cents; warrant to appraise damages, thirty cents; warrant to sell strays, thirty cents; warrant to appraise swine, thirty-five cents; receiving and entering return of appraisement of swine, twenty-five cents; publishing proceedings of appraisers of swine, seventy-five cents; entering action in civil case, twenty-five cents; summons or *subpœna*, twenty-five cents; *capias* in civil case, fifty cents; every additional name after the first, all witnesses names to be in one *subpœna*, unless separate *subpœnas* be requested by the parties, ten cents; *subpœna duces tecum*, twenty-five cents; entering return of summons, twenty-five cents; entering *capias* and bail bond, twenty-five cents; every continuance of a suit, twenty cents; trial and judgment in case, fifty cents; taking bail or plea of freehold, twenty-five cents; entering satisfaction, fifteen cents; entering discontinuance of suit, fifteen cents; entering amicable suit, fifty cents; entering rule to take deposition of witnesses, fifteen cents; rule to take depositions, twenty-five cents; interrogatories annexed to rule to take depositions, twenty-five cents; entering return of rule in any case, fifteen cents; entering rule to refer, fifteen cents; rule of re-

ference, twenty-five cents; notice to each referee, twenty-five cents; entering report of referees and judgment thereon, thirty cents; written notice in any case, twenty-five cents; execution, thirty cents; entering return of execution, fifteen cents; *scire facias*, in any case, thirty-five cents; opening judgment for a re-hearing, twenty-five cents; transcript of judgment and certificate, fifty cents; return of proceedings on *certiorari*, or appeal, including recognizances, one dollar; receiving the amount of a judgment and paying the same over, if not exceeding ten dollars, twenty five cents; if exceeding ten and not exceeding thirty dollars, thirty-five cents; if exceeding thirty dollars, sixty-five cents; every search service, to which no fees are attached, twenty cents; affidavit in case of attachment, thirty cents; entering action in case of attachment, twenty-five cents; attachment in any case, thirty five cents; recognizance, fifty cents; interrogatories, thirty-five cents; rule on garnishee, twenty-five cents; return of rule on garnishee, twenty-five cents; bond in case of attachment, fifty cents; entering return, and appointing freeholders, twenty-five cents; advertisement, each, twenty-five cents; order to sell goods, thirty-five cents; order for the relief of a pauper, thirty cents; entering transcript of judgment from another justice or alderman, fifty cents; order for the removal of a pauper, each justice or alderman, one dollar; order to seize goods for the maintenance of wife and children, fifty cents; order for premium for wolf, fox or other scalps, to be paid by the county, twenty-five cents; every acknowledgment, or probate of deed or other instrument of writing, for first name, fifty cents; each additional name, after the first, twenty-five cents; taking and signing acknowledgment of indenture of an apprentice, fifty cents; assignment and making record of indenture, fifty cents; cancelling indenture, fifty cents; comparing and signing tax duplicates, each alderman, seventy-five cents; marrying each couple, making record thereof, and certificate to the parties, five dollars; certificate of approbation of two justices, to the binding as apprentice of a person, by the directors of the poor, each justice, thirty-five cents; certificate to obtain land warrant, seventy-five cents; swearing or affirming county commissioner, assessor, director of the poor, or other township officer, or county officer, and certificate, fifty cents; administering oaths or affirmations, in any case not herein provided for, twenty-five cents; justifying parties on bonds for tavern licenses, one dollar; entering complaint, in landlord and tenant proceedings, act one thousand eight hundred and thirty, twenty-five cents; issuing process, in landlord and tenant proceedings, act one thousand eight hundred and thirty, twenty-five cents; hearing and determining case, in landlord and tenant proceedings, act one thousand eight hundred and thirty, fifty cents; record of proceedings, in landlord and tenant proceedings, act one thousand eight hundred and thirty, fifty cents; writ of possession, (and return,) in landlord and tenant proceedings, act one thousand eight hundred and thirty, fifty cents; when more than one magistrate is required, in landlord and tenant proceedings, the above fees shall be charged by each magistrate; entering complaint,

in landlord and tenant proceedings, act one thousand eight hundred and sixty-three, seventy-five cents; issuing process, in landlord and tenant proceedings, act one thousand eight hundred and sixty-three, seventy-five cents; hearing and determining case, act one thousand eight hundred and sixty-three, one dollar; record of proceedings, act one thousand eight hundred and sixty-three, one dollar and fifty cents; issuing writ of restitution, (and return,) act one thousand eight hundred and sixty-three, one dollar.

SECTION 2. (To remain as heretofore, to wit :) The fees for services, under the laws of the United States shall be as follows : For certificate of protection, fifty cents; for certificate of lost protection, twenty-five cents; warrant, twenty-five cents; commitment, twenty-five cents; summons for seamen, in admiralty case, twenty-five cents; hearing thereon, with docket entry, fifty cents; for certificate to clerk of the district court, to issue admiralty process, twenty-five cents.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 79.

## An Act

To incorporate the Sinnemahoning Portage Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That F. L. Stowell, J. R. Archibald, F. H. Arnold, Thomas MacDowell and J. B. Newton, or a majority of them, be and they are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name and style of the Sinnemahoning Portage Railroad Company, with all the powers, and subject to all the restrictions, of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto.

Name.

Subject to.

Capital stock.

SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, to be divided into shares of fifty dollars each; and the said company shall have power, by a vote of a majority of the stockholders, at a meeting called for



that purpose, to increase said capital stock to such an amount as may be necessary to complete said railroad.

SECTION 3. The said company shall have the right to build, Powers and  
and construct, a single or double track railroad, from Empo- privileges.  
rium, in the county of Cameron, to the north line of M'Kean  
county, and shall also have the right to connect the said rail-  
road with other railroads now built, and constructed, or to be  
hereafter built and constructed, at either end, or any interme- Proviso.  
diate point thereof: *Provided*, That the gauge of said road  
shall not exceed four feet eight and one half inches.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one  
thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 80.

## An Act

To incorporate the Independent Red Men Hall Association of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
tatives of the Commonwealth of Pennsylvania in General Assem-  
bly met, and it is hereby enacted by the authority of the same,*  
That John Batzig, Francis Schmidhofer, John Chr. Seeger, Corporators.  
and Michael Hey, and such other persons as shall be asso-  
ciated with them, be and they are hereby created a body politic  
and corporate, in deed and law, by the name, style and title  
of the Independent Red Men Hall Association of Philadel- Title.  
phia, with a capital not exceeding fifty thousand dollars, which Capital.  
capital shall be divided in shares of ten dollars each.

SECTION 2. That the object of this association shall be to Object.  
purchase or build, and erect, provide and furnish a hall, or  
suitable building or buildings, in the city of Philadelphia, for  
the accommodation of the various councils, or tribes, of the  
Independent Order of Red Men, and for such other purposes  
as may be determined by said association.

SECTION 3. That the stockholders shall be white citizens of Qualifications  
the United States, and members of the Independent Order of stockholders.  
Red Men, and others.

SECTION 4. That the officers of this association shall be a Officers.  
president, a secretary, an assistant secretary, a treasurer, and  
a definite number of directors, to be regulated by the by-laws,  
who together form the board of managers. The duties of the

Proviso. officers, their election, and term of office, shall be prescribed by the by-laws : *Provided however*, That the officers and directors shall be members of different councils, or tribes, of the Independent Order of Red Men, and be themselves shareholders.

Elections. SECTION 5. That all elections in this association shall be by ballot, and every shareholder shall be entitled to one vote, and no more ; and no shareholder shall be allowed to vote by proxy.

Privileges. SECTION 6. That this association shall have, by its corporate name, style and title, perpetual succession, and shall be able to sue and be sued, plead and be impleaded, defend and be defended, in all courts of law, or equity, within this commonwealth, or elsewhere ; and also to take and hold, either by gift, grant, bargain and sale, will or bequest, any goods and chattels, sum or sums of money, from any person or persons, for the use of the said corporation ; and also to sell and convey, and to mortgage, all or any part of the real estate held by the said association ; and the said association shall have authority to hold and use a common seal, and to change, alter or amend the same at pleasure, and to make by-laws, and alter and amend the same : *Provided*, That the by-laws shall not be in conflict with this charter, or with the laws of the land.

Seal.  
By-laws.  
Proviso.

Transfers of stock. SECTION 7. That transfers of the stock may be made agreeably to such by-laws as may be adopted by the said association, and must be entered in the stock book thereof.

Dividends. SECTION 8. That dividends may be declared, and paid, at such periods as the directors may order, but such dividends shall in no case exceed the amount of actual profits acquired by the said corporation.

Subscriptions to stock. SECTION 9. That subscription to the stock may be paid in one or more instalments, as the directors may order : *Provided* That nothing less than the amount of one share, fully paid in, shall entitle any person to exercise the rights and privileges of a stockholder.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 81.

**A Supplement**

To an act to open and straighten Highland and Union avenue, and Thirtieth street, in the Twenty-second ward, and Church and Adams street, in the city of Philadelphia, approved the twentieth of May, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the above act that reads, from Nash street to Main street, to be twenty feet wide, shall so be construed by the commissioners in making their report to the court, so as to read, and the said Church street, from Nash street to Main street, to be twenty feet wide, leaving the house of the late Nathan Birchalls, on the north-west corner of Main and Church street, remain as it is, on the line of said street, and no curbing or foot pavement shall be required to be laid along the grave yard wall, on the south-easterly side of said Church street, between Nash street and Germantown avenue. Construction of certain provisions.

SECTION 2. That thirty days after the confirmation of the report of the commissioners, appointed by the court of common pleas, it shall be the duty of the chief commissioners of highways to notify the property holders, on said Church street, to set in their fences on the line of the aforesaid confirmed street: *Provided,* The property owners, to whom damages have been awarded by the commissioners, shall have been duly paid the said award. Duty of chief commissioners of highways. Proviso.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN,

No. 82.

## An Act

Authorizing and requiring the assessors of Frankford township, Cumberland county, to perform the same duties as, under existing bounty laws, township and election officers are required to perform.

WHEREAS, Certain citizens and inhabitants of Frankford township, Cumberland county, believing a majority of the inhabitants of said township had assented to the borrowing a sufficient sum of money, to pay a bounty of three hundred dollars each, to seventeen persons, that being the quota of said township, under the call of the President, of July, eighteen hundred and sixty-four :

*And whereas,* The number of said inhabitants, who gave their assent to this borrowing, by counting those then in the service of the country, may not have been a majority, as required under the bounty laws of the State :

*And whereas,* The township authorities and election officers, as now provided for, refuse to levy and assess the sum now required, to re-pay the amount of money thus borrowed, with the interest and costs thereon ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the assessors of the said township of Frankford, in the county of Cumberland, are hereby authorized, and required, to perform the same duties as, under the existing bounty laws of this commonwealth, the school directors, supervisors, or election officers, are authorized to perform.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 83.

**An Act**

Relating to Blue Hill school house and grounds, in Delaware county.

WHEREAS, James Turner, deceased, by his will, proven in seventeen hundred and ninety-one, devised a dwelling house and lot of ground, in the township of Upper Providence, in Delaware county, to George Miller, the younger, in trust, for Chester monthly meeting of the Society of Friends, for the purpose of a public school, to be kept under the direction and according to the rules of the said society :

*And whereas*, George Miller, the elder, by his will, proven in seventeen hundred and ninety-seven, devised a school building and lot of ground, adjoining that above described, to Jacob Minshall, in trust, for the said meeting, for the same purpose :

*And whereas*, The said meeting did keep and maintain the said school, until toward or about the year eighteen hundred and thirty-six, when the school building and part of the grounds were suffered to fall into the possession of the school directors, of the district of Upper Providence, who have used the same, ever since, for one of the schools of the district :

*And whereas*, The remainder of the ground, and the income arising therefrom, amounting to about one thousand one hundred and fifty dollars, are in the possession of Levis Miller, who has possessed, held, and invested the said lands and moneys, as trustee, under the said wills, without regular appointment :

*And whereas*, The object of the said trust has failed, for all useful purposes, by reason of the adoption of the common school system, and it is the desire of all parties in interest, that the said lands and moneys should be devoted to purposes, as nearly as possible, those intended by the donors ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said lands and moneys shall be, hereafter, used under the control and direction of the court of common pleas of Delaware county, for the maintenance of a public school, by the school directors of the said district, according to the school laws of Pennsylvania, at, or near, Blue Hill; and the said court is hereby empowered to order the selling, or leasing, of the said lands, and to appoint, from time to time, trustees, and proper persons to carry such order into effect.

**ARTHUR G. OLMSTED,**  
Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**  
Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 84.

*An Act*

Relating to bounties to volunteers, in the counties of Monroe, Carbon, Lehigh and Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall and may be lawful for the school directors, or other committees, in the herein named counties, as follows: Carbon, Monroe, Lehigh and Northampton, to pay to each and every man volunteering to fill the quota of their respective townships, whatever sum may be necessary to induce men so to volunteer; and, for the purpose of paying the indebtedness thus contracted for the respective townships, by the school directors, or other committees thereof, it shall be lawful for the said school directors, and they are hereby required, upon the petition of a majority of the taxable inhabitants of their respective townships, to levy and assess, upon each and every citizen thereof, liable to draft, a sum not exceeding twenty-five dollars: *Provided*, That the amount of bounty to be paid shall, in no case, exceed the sum of four hundred dollars to each man.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 85.

*An Act*

Relating to bounties, in the township of Washington, Wyoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the assessment of taxes, for the payment of bounties to

volunteers, heretofore made by the supervisors of Washington township, in the county of Wyoming, be and the same is hereby legalized and made valid; and the same power and authority, that is now given to the collector of county and state taxes of this commonwealth, is hereby extended to the collector of said taxes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 86.

## An Act

Relative to the payment of bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the commissioners of Hanover township, Northampton county, appointed by the court of said county, for the purpose of levying and collecting taxes, and disbursing the same, for bounty purposes, are hereby authorized to levy and collect a tax, the amount not to exceed more than is necessary to fill the quotas of said township, for all calls made for volunteers, by the President of the United States, to fill the quotas of said township.

Commissioners of Hanover township, Northampton county, to levy and collect bounty tax.

SECTION 2. That all persons furnishing substitutes, and crediting the same to said township of Hanover, shall receive the full bounty paid by said commissioners.

Persons furnishing substitutes, relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 87.

**An Act**

Relative to the payment of bounties, in the townships of Upper Saucon and South Whitehall, Lehigh county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the board of school directors of Upper Saucon and South Whitehall townships, Lehigh county, to offer a bounty of three hundred dollars, to each and every person who may volunteer as a soldier, under the present, or any future, call of the President of the United States for troops; and in case the quota of said township is not filled, the said amount of three hundred dollars shall be paid to each and every person who may be drafted, and enter the service, or furnish an acceptable substitute, in said townships; the tax for the same to be levied and collected as now provided by existing laws.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 88.

**An Act**

Providing for the Election of a Treasurer and two additional Supervisors, in the township of Bethlehem, in the county of Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on the third Friday in March, in the year A. D. one thousand eight hundred and sixty-five, and every year thereafter, the qualified electors of the township of Bethlehem, in the county of Northampton, are hereby authorized to elect

Election of treasurer and supervisors.



one township treasurer, and four supervisors of public roads, in lieu of two, as is now provided for by law.

SECTION 2. That the treasurer and supervisors, elected in pursuance of this act, shall perform all the duties, and be subject to all the responsibilities imposed by law on the treasurers of townships, and the supervisors of public roads, in this commonwealth. Their duties.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 89.

## A Supplement

To an act relating to Bounty Tax, in the township of Lower Merion, Montgomery county, Pennsylvania.

WHEREAS, Certain citizens of Lower Merion township, in the county of Montgomery, for the purpose of freeing said township from the late draft, under the call of the President for five hundred thousand men, advanced the sum of two thousand five hundred dollars, which was expended in the payment of bounties to volunteers, to fill the quota of said township, under said call, and at a large meeting of the citizens of said township, held prior to said advancement being made, the promise was given that the money should be re-paid: Preamble.

*And whereas,* The same still remains unpaid:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the township of Lower Merion be and they are hereby authorized to levy, and collect, upon, and from, the taxable inhabitants of said township, a tax, which, in the aggregate, will be sufficient to pay the aforesaid sum of two thousand five hundred dollars, together with the expense of collecting the same. School directors authorized to levy and collect tax.

SECTION 2. Said tax shall be levied, assessed, and collected, upon the real and personal property, in said township, which is taxable for state and county purposes, and according to the valuation and assessment returned to the commissioners, for the year one thousand eight hundred and sixty-four; and in addition, if the authority hereinbefore conferred is exercised How to be assessed, &c.

by said school directors, or a majority of them, they shall, also, at the same time, impose, upon each male taxable inhabitant, a poll tax of one dollar.

Collection.

SECTION 3. Whenever said tax shall have been assessed, it shall be the duty of said school directors to appoint a collector, and issue their warrant and duplicate for the collecting of said tax, in like manner as other taxes are collected.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 90.

## An Act

To authorize the Pittsburg, Fort Wayne and Chicago Railway Company to change the location of certain portions of their railroad in the county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever the Pittsburg, Fort Wayne and Chicago Railway Company shall find it necessary, for the purpose of avoiding annoyance to public travel, or dangerous or difficult curves or grades, or unsafe or unsubstantial grounds for foundations, or for any other reasonable cause, to change the location or grade of any portion of their road, in the county of Beaver, said company shall be, and hereby are, authorized to make such change of grade and location, not departing from the points and general route prescribed in the charter of said company; and, for the purpose of making such change in the location and grade of said road, as aforesaid, said company shall have all the rights, powers and privileges, to enter upon, take, appropriate and occupy such lands, and make surveys necessary to effect such changes of location and grade, upon the same terms, and subject to the same obligations, rules and regulations, as are prescribed in the act of assembly, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies;" and the compensation proper for the damage done to, or sustained by, any owner or owners of any

lands, which the said company may enter upon, take and appropriate, in pursuance of the authority hereinbefore given, shall be ascertained and adjusted, in the manner prescribed in the eleventh section of said act; and all proceedings, heretofore instituted by said company, for the purpose of changing the location and grade of said road, are hereby legalized and made valid, as fully, to all intents and purposes, as though instituted in pursuance of the provisions of this act: *Provided*, That nothing in this act shall be construed to authorize the Pittsburgh, Fort Wayne and Chicago Railway Company to change the location or grade of their road, on any of the streets in the borough of New Brighton, north and west of Harmony street, without the consent, first had and obtained, of the burgess and town council of said borough.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 91.

## An Act

To legalize the borrowing of money, for the purpose of paying bounties, and filling the quotas, under the different calls of the President of the United States, for the year one thousand eight hundred and sixty-four, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all bonds, or certificates of indebtedness, issued by the school directors, or board of supervisors, of any of the townships or boroughs, in the county of Berks, for the purpose of paying bounties, and filling quotas, under the different calls of the President of the United States, for the year one thousand eight hundred and sixty-four, are hereby made valid and binding, and of the same force and effect, as if the authority of law existed at the time such bonds or certificates had been issued, and the school directors, or board of supervisors, of any of the townships or boroughs, aforesaid, are hereby authorized to levy and collect a tax on all real and personal property, including a *per capita* tax, not exceeding fifteen dollars, on each

male inhabitant between the ages of twenty-one and forty-five years, who are liable to do military duty, sufficient to re-pay said bonds or certificates, with interest and expense of collecting.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 92.

## An Act

Authorizing an election of directors, in Genessee independent school district, in Potter county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the qualified electors of Genessee independent school district, in the county of Potter, be and they are hereby authorized to hold an election, at the school house in said district, for the purpose of electing six directors, to fill a vacancy which has occurred, of the whole board, said directors to be classified as is directed in the ninth section of the act of April eleven, one thousand eight hundred and sixty-two, in case of a first election in districts, established by the courts, and all proceedings to be in accordance with the existing laws of this commonwealth, in relation to independent school districts; and John Maginnis and Martin Moran are hereby appointed to hold said elections, at a time to be fixed by them, first giving ten days' public notice of the time and place of such election, by six written or printed notices, posted up in the most public places in said district.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.



No. 93.

**An Act**

Relating to the pay of certain officers, and of jurors and witnesses, in the county of Bucks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That hereafter, and including the current year, commencing on the first day of January, Anno Domini one thousand eight hundred and sixty-five, the county commissioners of Bucks county shall each receive, out of the treasury of said county, a compensation for their services, of two dollars per day, and the directors of the poor and house of employment, of the county of Bucks, the sum of sixty dollars per annum, each, and the county auditors, of said county, each the sum of five dollars per day, when necessarily engaged in auditing the accounts of said county: *Provided*, The time does not exceed ten days in any one year. Pay of commissioners, directors of the poor and auditors.

SECTION 2. That from and after the passage of this act, the pay of all jurors, in said county of Bucks, summoned to attend any court, shall be two dollars per day, and, in addition thereto, mileage as heretofore; and the pay of all witnesses, in attendance at any court upon *subpoena*, shall be one dollar per day, and, in addition thereto, mileage the same as jurors. Jurors and witnesses.

SECTION 3. That from and after the passage of this act, the pay of the following named township, ward and borough officers, of said county of Bucks, hereinafter named, for each day necessarily employed in the discharge of their official duties, shall be as follows, to wit: Assessors and assistant assessors, and township auditors, two dollars per day. Assessors and township auditors.

SECTION 4. That whenever the fees of the treasurer of Bucks county shall exceed the sum of two thousand dollars, received from any source, he shall pay into the treasury of said county, for the use of the same, fifty per cent. of all such excess: *Provided*, This act shall not apply to the present treasurer. Fees of county treasurer.

SECTION 5. That all existing laws, or portions of laws, inconsistent herewith, are hereby repealed. Proviso. Repeal.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 94.

## A Further Supplement

To an act, approved March twenty-fifth, one thousand eight hundred and sixty-four, relating to payments of bounties to volunteers.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Persons furnishing substitutes to be entitled to bounty

That it is hereby declared to be the true intent and meaning of the act, to which this is a supplement, that if any person, liable to draft, in any ward, township, borough or district, shall have furnished and have mustered into the military service of the United States, for the term of one year, or longer, a suitable substitute, credited to his proper ward, township, borough or district, at any time subsequent to the passage of the act, to which this is a supplement, and in pursuance of the then existing, and latest, requisition of the President of the United States, that such person shall, on the terms and conditions stated in the act, approved the twenty-fifth day of August, one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four," be entitled to receive the amount of bounty from the ward, township, borough or district, to which the said substitute may be credited, the same as if such substitute had been furnished and mustered into the military service of the United States, subsequent to the said supplemental act, approved the twenty-fifth day of August, one thousand eight hundred and sixty-four.

To apply only to Wilkesbarre.

*SECTION 2.* That this act shall apply only to the borough of Wilkesbarre, in the county of Luzerne.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN. !

No. 95.

**An Act**

Regulating the fees of the clerk of the quarter sessions of the peace, and so forth, for the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That during the term of the present clerk of the quarter sessions of the peace, the court of oyer and terminer, and general jail delivery, of the city and county of Philadelphia, all fees, which are now, by law, chargeable and receivable by him, shall be increased fifty per centum, and that the amount of tax, to be by him paid to the commonwealth, shall be fifty per centum on the excess received over fifteen hundred dollars per annum.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 96.

**A Supplement**

To an act to incorporate the Frankford Mutual Fire Insurance Company, of the county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the president and managers of the Frankford Mutual Fire Insurance Company, of the county of Philadelphia, shall have power to effect insurances against loss or damage by fire, for limited periods of time, on any property not prohibited by the act aforesaid, and to take and receive such premiums, for such insurances, as may be fixed upon by the board of managers, and to

Insurances,  
relative to.

pledge the funds of said company, for the payment of loss or damage, by fire, to such insured property.

Board of managers to be classified.

SECTION 2. That the present board of managers shall, on or before the first Monday of September, one thousand eight hundred and sixty-five, by lot, or otherwise, divide themselves into three classes, or divisions; the first class, or division, shall consist of five managers, whose term of office shall expire on the first Monday of September, one thousand eight hundred and sixty-five, at which time, an election for five managers shall be held, to serve for three years; the second class, or division, shall consist of four managers, whose term of office shall expire on the first Monday of September, one thousand eight hundred and sixty-six, at which time, an election for four managers shall be held, to serve for three years; the third class, or division, shall consist of four managers, whose term of office shall expire on the first Monday of September, one thousand eight hundred and sixty-seven, at which time, an election shall be held for four managers, to serve for three years; and annually, thereafter, an election shall be held for the choice of a number of managers, equal to that of those whose term of service shall expire, as aforesaid, to serve for three years, so that the said board shall always consist of thirteen managers; that in case of death, resignation, or removal, of any of the managers, the board shall have power to supply his place until the next annual meeting, at which time, an election shall be held, to supply the unexpired term made vacant, as aforesaid.

Vacancies.

Who entitled to vote and hold office.

SECTION 3. That all persons, who have paid their premiums on perpetual policies, or have secured the payment thereof, by note or otherwise, and none other, shall, during the continuance of their respective insurances, be members of said company, and entitled to vote and hold office therein; and that so much of the said act as is hereby altered, amended or supplied, be and the same is hereby repealed.

Repeal.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 97.

## An Act

Legalizing certain loans contracted by the school directors of the township of Honey Brook, in the county of Chester, for the payment of bounties to volunteers.

WHEREAS, Under a late call of the President of the United States for five hundred thousand volunteers, the quota of such volunteers, assigned to the said township of Honey Brook, was thirty-three, which number of volunteers were mustered into the service of the United States, and credited to said township: Preamble;

*And whereas,* The commissioners of said county of Chester paid for each of said volunteers a bounty of one hundred dollars, and the said school directors, at the request of a large number of the citizens and tax-payers of said township, borrowed the sum of about six thousand dollars, on the credit of said township, for the purpose of completing the payment of said bounties:

*And whereas,* There may be doubts whether the said school directors had, or have, power, under existing laws, to levy and collect a tax for the re-payment of said sum of money; for remedy thereof:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the said school directors, in borrowing money, as aforesaid, be and the same is hereby legalized, and made binding on said township, as fully and effectually, to all intents and purposes, as if a law, authorizing the same, had existed at the time of the contracting of said debt, as aforesaid. Action of school directors legalized.

SECTION 2. *And be it further enacted by the authority aforesaid,* That it shall be lawful for the school directors of the said township, and they are hereby authorized and required, to levy a tax on all the property of said township, taxable for school purposes, and collect the same, in the manner provided by law for collecting such taxes, for the purpose of re-paying the aforesaid loan, and the expenses thereof: *Provided,* That the sum of money, so raised, shall not exceed the sum of six thousand dollars. Authorized to levy tax.  
  
Proviso.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 98.

*An Act*

Relating to the payment of bounties to volunteers, in Hopewell township, in the county of York.

WHEREAS, The school directors of the township of Hopewell, in the county of York, have paid a bounty of three hundred dollars each, to volunteers, to the number of twenty-three, and borrowed money for that purpose, which volunteers were credited to said township, on its quota under the late call of the President of the United States for five hundred thousand men :

*And whereas*, Said school directors have levied a tax in said township, under the laws in such case made and provided, and issued their warrants for the collection of the same, for the payment of said bounties :

*And whereas*, Some difficulty attends the collection of said tax, by reason of the inability of said board of school directors to fill the full quota of said township, under said call for troops, and by reason of not literally complying with the laws on said subject ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the action of the board of school directors of the township of Hopewell, in the county of York, in their borrowing money, and levying of sufficient tax to pay said loan, not exceeding the sum of three hundred dollars to each volunteer, so credited on the quota of said township, as above recited, and the necessary expenses of securing said volunteers, be and the same is hereby legalized and made valid, and they, the said school directors, and their collector or collectors, authorized and empowered to enforce the collection of said tax, as fully and effectively as if an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, A. D. one thousand eight hundred and sixty-four, and the several supplements thereto, had been literally and fully complied with.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, No. 9, entitled "An Act relating to the payment of bounties to volunteers, in Hopewell township, in the county of York," was presented to the governor on the twenty-fifth day of January, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him ; wherefore, it

has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,  
Clerk of the House of Representatives.

GEO. W. HAMERSLY,  
Clerk of the Senate.

HARRISBURG, *February 9, 1865.*

No. 99.

## An Act

To annul the marriage contract between Theodore M. Barton and Laura V., his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract, entered into between Theodore M. Barton, of the city of Baltimore, and Laura V., his wife, of the city of Philadelphia, be and the same is hereby annulled and made void, and the said parties released, set free, and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely, as if said contract had never been made.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

We do certify, that the bill, entitled "An Act to annul the marriage contract between Theodore M. Barton and Laura V., his wife," was presented to the governor, on the twenty-sixth day of January, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,  
Clerk of the House of Representatives.

GEO. W. HAMERSLY,  
Clerk of the Senate.

HARRISBURG, *February 9, 1865.*

No. 190.

## An Act

To legalize certain ordinances of the burgess and town council of the borough of Manchester, and county of Allegheny, in regard to the payment of bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an ordinance, entitled, "An Ordinance to provide for the issuing of bonds to the amount of twenty-four thousand six hundred dollars, for the payment of bounties to volunteers, to fill the quota of the borough, under the call of the President, made on the eighteenth of July, one thousand eight hundred and sixty-four, for five hundred thousand men;" and also, an ordinance, entitled "An Ordinance for levying and collecting a bounty tax for the payment of twenty-four thousand six hundred dollars of bounty bonds, issued under date of August tenth, one thousand eight hundred and sixty-four," ordained and enacted into a law, by the burgess and town council of the borough of Manchester, in the county of Allegheny, on the twenty-ninth day of August, Anno Domini one thousand eight hundred and sixty-four, be and the same hereby are declared legal, and that full power is hereby granted to the said burgess and town council of Manchester, to carry the same into effect; and all laws, or parts of laws, inconsistent herewith, be and the same hereby are repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 101.

*An Act*

To incorporate the Mason's Home and Reading Room Association of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That August C. Miller, Frederic Staake, Jacob Schandein, Corporators. Henry Eggeling, Frederic Ladner, Edward Morwitz, M. D., Louis T. Lardner, Casper Boening, and Charles Gramer, and their associates, be and they are hereby created a body, corporate and politic, with name, style and title of "Mason's Title. Home and Reading Room Association of Philadelphia," with authority to elect officers, to establish by-laws for their gov- Privileges. ernment, to hold their capital stock, and enlarge the same as they may think proper, and to hold real estate, the yearly value of which shall not exceed three thousand dollars: *Provided*, That nothing, herein contained, shall be so construed Prohibition. as to authorize said, the "Mason's Home and Reading Room Association of Philadelphia," to do any other act or acts in their corporate capacity, than are herein expressed.

SECTION 2. That the capital stock of said association shall Capital stock. consist of seven hundred shares, of fifty dollars each share: *Provided*, That said association may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as, in their opinion, may be deemed necessary to carry out the true intent and meaning of this act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 102.

*An Act*

Relative to the payment of bounties, in the township of Weisenberg,  
Lehigh county.

WHEREAS, "Grims independent school district" was formed out of parts of Weisenberg township, Lehigh county, and parts of                    township, Berks county :

*And whereas,* The school directors of the township of Weisenberg filled the quotas of said township, under the different calls of the President of the United States for volunteers, without acting in conjunction with the school directors of "Grims independent school district :"

*And whereas,* Doubts have arisen as to the validity of the tax levied, and moneys paid, in said township ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all moneys heretofore paid, and all taxes assessed and levied, to fill said quotas of Weisenberg township, by the school directors thereof, are hereby legalized and made valid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 103.

*An Act*

To authorize the school directors of Green township, in the county of Indiana, to levy and collect a tax, exceeding two per cent. per annum, for the payment of moneys borrowed for the purpose of raising volunteers to fill their quota

WHEREAS, The fourth section of an act, entitled "A supplement to an act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, one thousand eight

hundred and sixty-four, limits the authorities of a county, borough, ward, township or school district, to the levying and collection of two per cent. on the last adjusted valuation for state and county purposes :

*And whereas*, The citizens of the township of Green, in the county of Indiana, are desirous of discharging this debt as rapidly as is practicable ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of the township of Green, in the county of Indiana, are hereby authorized to levy and collect, each year, such per centage and such sums as they may deem expedient, for the payment of the debt incurred in the raising of bounty moneys ; and the fourth section of the supplement, referred to in the preamble, is hereby repealed, so far as it relates to the township of Green, in the county of Indiana.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 104.

## An Act

To repeal an act to provide for the payment of bounties to volunteers, in the county of Butler, and its supplement, so far as the same relates to Butler and Centre townships, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled “An Act to provide for the payment of bounties to volunteers, in the county of Butler,” and its supplement, be and the same are hereby repealed, in the townships of Butler and Centre, in said county ; this not to interfere with assessments heretofore made on past calls.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 105.

*An Act*

To provide for the subscription of the unsubscribed stock of the Erie and Pittsburg Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Erie and Pittsburg Railroad Company be and they are hereby authorized to receive subscription for all, or any part, of the unsubscribed stock of said company, under such regulations, as to time and manner of subscription, as said directors shall prescribe, any law, or usage, to the contrary notwithstanding; and the subscribers to said stock shall have the same rights, in said company, as if they had been original subscribers thereto: *Provided,* That any person subscribing therefor, shall pay, at the time of subscribing, five dollars on each share so subscribed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 106.

*A Supplement*

To an act, entitled "An Act to authorize the burgess and town council of the borough of Pittston to levy and collect a tax to pay bounties," approved March twenty-ninth, one thousand eight hundred and sixty-four, extending the provisions of said act, to the township of Buck, in Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, to which this is a supplement, be and the same are hereby extended to the township of Buck,



in the county of Luzerne, except that the powers conferred upon the burgess and town council, of the borough of Pittston, are hereby conferred upon the school directors of the said township of Buck, and the duties imposed upon the said burgess and town council are hereby imposed upon the said school directors; and all laws, inconsistent herewith, are hereby repealed, as far as the same relates to the said township.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 107.

## An Act

To incorporate the Farmers' Market, of Norristown.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Solomon Schultz, John Hoffman, Samuel Y. Kreibel, Samuel Rittenhouse, Henry Heikel, Jacob Gaumer, Samuel B. Beyer, Levi Drake, William Casselberry, Abraham Anders and George B. Rogers, all of the county of Montgomery, and their associates, and all persons who may now, or hereafter, be holders of the stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic or corporate, by the style of the Farmers' Market, of Norristown; to have perpetual succession; to be capable, in law, of suing and being sued; to have a common seal, and the same to alter and renew at pleasure; and to have, hold, receive, enjoy and take, in fee simple, such real, and also such personal estate, as may by them be deemed necessary and proper for the ownership, and for the construction, and for the proper use, and management, and maintenance, of a market house, in the borough of Norristown, in the county of Montgomery, and for the accommodation and use of any parties, who may be desirous of renting and occupying the same, with full power to sell, mortgage, or convey, the said real or personal estate: *Provided, That the market house, the erection of which is authorized in this act, shall be completed, within three years*

*Corporators.*  
*Style.*  
*Seal.*  
*Privileges.*  
*When market house to be completed.*

from the time of the approval thereof; otherwise, this act shall be void, and the privileges, conferred therein, forfeited.

Object.

SECTION 2. That the object and purpose of said corporation shall be to erect, and maintain, suitable building, or buildings, and stalls, with all things necessary for the use thereof, at any place within the limits of the borough of Norristown; the same to be appropriated, and used, as a public market house, for the sale and vending of meats and vegetables, and all other kinds of victuals and provisions, whatever; the said market building, the stalls, or any one, or more, or all, of the same, to be leased, rented, or disposed of, in such manner, and upon such terms and conditions, as the managers shall determine: *Provided*, That this act shall not be construed to prohibit persons renting stalls in said market, who may send, or carry, the produce of their farms to market, from selling, or exposing for sale, beef, mutton, veal, pork, and poultry, in such quantities as they may desire, which may have been slaughtered on their farms, or butter, or cheese, or other articles, manufactured, or produced, thereon, for market.

Proviso.

Capital stock.

SECTION 3. That the capital stock of said corporation shall not exceed twelve thousand five hundred dollars, divided into two hundred and fifty shares, of fifty dollars each, and shall be in such form, and be issued, and transferred, in accordance with such by-laws, as said managers may establish.

Stock of non-paying subscribers to be forfeited.

SECTION 4. That when any subscriber, or subscribers, to the capital stock of said company, shall have been, for a period of one month, or more, in default, in not paying the full amount of their respective subscriptions, agreeably to the requirements of the managers, it shall be lawful for the said managers to declare said stock forfeited; and, thereupon, such subscribers shall cease to have any interest in such stock: *Provided*, That before any such forfeiture shall take place, twenty days' notice shall be given to such stockholders, either personally, or by publication, once a week, for two successive weeks, in one weekly newspaper published in the county of Montgomery.

Proviso.

Government.

SECTION 5. That the government and control of the Farmers' Market, of Norristown, and the management of its property, shall be vested in, and the corporate powers of said company shall be exercised by, a board of eleven managers, who shall be elected, by ballot, from among the stockholders; they shall continue in office until their successors be elected, and duly organized, and prepared to enter upon their duties; they shall elect a president, secretary, and treasurer, from among themselves; shall supply all vacancies in their number, however occasioned, and shall have general and entire control of the affairs and interests of the company; and that, until other officers be duly elected, the persons, named in the first section of this act, shall be held to be managers of the said corporation, and shall have power and authority as such.

Election of stockholders, elections, &c.

Their powers.

Meetings of stockholders, elections, &c.

SECTION 6. That a general meeting of the stockholders shall be held, annually, on the second Monday of January, for the election of eleven managers, and transaction of other business; but, if such meeting, or election, shall not then take place, the corporation shall not, for that cause, be dissolved,

but such meeting, or election, shall take place as soon thereafter as may be, one week's public notice of such meeting being first given, in at least two weekly newspapers, in the county of Montgomery; and special meetings of the corporation shall be called, and held, as may be provided by the by-laws thereof; and that, in the enactment of by-laws, for the government of the corporation, and its officers, and in the election of officers, and the decisions of all questions, and at all meetings of the corporation, the stockholders, present in person, shall severally be entitled to one vote, and no more.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 108.

## An Act

To increase the daily pay of supervisors and assessors, in the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the daily pay of supervisors and assessors, in the county of Luzerne, shall be one dollar and fifty cents, for every day necessarily employed in the duties of their respective offices.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 109.

*An Act*

To attach Henry Sanders and Jonathan Sanders to Centre township, Snyder county, for school purposes.

WHEREAS, The school house, nearest the residence of Henry Sanders, in Limestone township, Union county, is two and a half miles distant :

*And whereas*, A public school house is now located on the farm of said Henry Sanders, in Centre township, Snyder county, one hundred and twenty rods from his residence ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Henry Sanders and Jonathan Sanders are hereby authorized to pay the school tax, now and hereafter assessed, to the said Henry Sanders and Jonathan Sanders, in Limestone township, Union county, to the treasurer of the school board, of Centre township, Snyder county, and that Henry Sanders and Jonathan Sanders shall have all the rights and privileges of Centre township, Snyder county, for school purposes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 110.

*An Act*

To incorporate the Pigeon Creek Valley Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*,

Commissioners. That Josiah Taylor, Shesh Bentley, senior, Jesse Lazear, James H. Van Voorhis, Vincent Colvin, Richard Richardson, James G. Hart, E. T. Cooper, A. J. Stuart, Newton Van



Voorhis, John Jones, William J. Alexander, Joseph Kiddo, W. L. S. Wilson, C. E. Beach, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions, and organize a company, by the name, style and title of the Pigeon Creek Valley Turnpike Road Title. Company, with power to locate, and construct, a turnpike road from the borough of Monongahela City, in the county of Location. Washington, to some point on the National road, between the towns of Beallsville and Hillsborough, in said county, on the site of any public road or roads, or otherwise, as the said company may direct, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the several supplements thereto: *Provided*, That when the company, hereby incorporated, shall have finished one mile, or more, of their road, the president thereof may give notice to the governor, who shall, thereupon, do and perform the duties prescribed in the twelfth section of said act, of the twenty-sixth day of January, one thousand eight hundred and forty-nine.

SECTION 2. That the capital stock of said company shall be fifty thousand dollars, divided into shares of fifty dollars each: *Provided*, That the said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as, in their opinion, may be deemed necessary to carry out the true intent and meaning of this act: *And provided further*, That the said company may, in like manner, extend their road to the borough of Waynesburg, in the county of Greene.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 111.

## An Act

Authorizing the citizens of Charlestown township, Chester county, to change the method of mending and improving the roads, and building bridges, in said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Auditors to divide the township into three districts.** That the auditors of the township of Charlestown, in the county of Chester, shall, before the first day of March, one thousand eight hundred and sixty-five, and every five years thereafter, if necessary, divide the township into three districts, as nearly equal as convenient, describing the boundaries of each section, the description to be recorded in the township book

**Three supervisors to be elected.** SECTION 2. That it shall be lawful for the taxable inhabitants of said township of Charlestown, at their next election for supervisors of the public roads and highways, in said township, to elect three suitable persons, as supervisors; one for one year, one for two years, and one for three years, and one person, annually, thereafter, to serve for three years, one of whom shall reside in each district; any two of whom shall constitute a quorum to do business.

**To be qualified and give security.** SECTION 3. That they shall be called the board of supervisors; they shall be qualified, by a justice of the peace, and shall give sufficient security, to the auditors of the township, for the faithful performance of their duties, and shall receive one dollar and twenty cents per day, and at the same rate for part of a day, for their services, while superintending, or inspecting, the roads.

**Compensation.** SECTION 4. That within thirty days after the election, and every five years thereafter, they shall lay off, and divide, the public roads and highways, in said township, into sections, not exceeding one mile in length, which they shall number, and describe, in a book, which shall be called the road book of Charlestown township.

**Roads to be sold at public sale.** SECTION 5. That they shall, also, distinctly specify therein, what they deem necessary for the improvement, and keeping in good repair, the said public roads and highways; and when the supervisors shall have so laid off the said roads, as aforesaid, they shall, within six days thereafter, give at least ten days' public notice, by ten or more handbills put up in as many of the public places, in said township, designating the time and place where they will sell, at public sale, to the lowest and best bidder, the said roads, as described, one section at a time, until they are all sold, or disposed of, to be kept in repair for the said term of five years: *Provided*, That no person shall buy more than five sections.

**Proviso.** SECTION 6. That if any section, or sections, of said roads, shall remain unsold, on account of no bid having been made for the same, or if the board of supervisors shall consider the bid too exorbitant, it shall be their duty to keep in repair the said section, or sections, so unsold, for one year; at the expiration of which time, they shall expose the same section, or sections, at public sale, for the unexpired term of five years, as provided in section fifth; but the supervisors may permit some portions of the roads to remain otherwise, if they think the expense too great, or the road can be kept in good order without such improvement, which, if so permitted, shall be so stated in the agreement, when the roads are sold or let.

**Sections unsold, relative to.** SECTION 7. That any person or persons, purchasing or contracting for a section, or sections, of roads, as aforesaid, shall write his or their names, respectively, in the supervisors' book,

**Purchasers to give security, &c.**

against the section, or sections, so purchased, or contracted for, and also the amount of the purchase, or contract price, and shall give satisfactory security, to said supervisors, conditioned for the faithful performance of his, or their, part of the said contract.

SECTION 8. That it shall be the duty of the contractors, or purchasers, as aforesaid, to keep their respective sections in good and substantial repair, during the said term of five years, according to the specifications aforesaid; one of which shall be, that the bed of the road shall be raised in the middle, and slope gradually each way to the sides, where ditches, or drains, shall be kept open, of sufficient depth and width to carry off the water, and that all loose stones shall be removed, or broken, and covered with earth; and should any person, or persons, refuse or neglect to make the improvements, or keep in good repair the section, or sections, so purchased, or contracted for, upon complaint being made to the supervisors, or either of them, it shall be the duty of said supervisors to examine the section, or sections, so complained of, within four days, and, if they deem the complaint well founded, to give notice to the party, or parties, complained of, to make the improvements, and put his, or their, section, or sections, of road, in good repair, according to the terms of contract, within six days thereafter; and, if he, or they, shall refuse, or neglect, to comply with said notice, until the expiration of the said six days, it shall be the duty of the supervisors to have the said section, or sections, improved, or repaired, according to the terms specified in the contract; and double the cost of improving, or repairing the same, shall be recoverable, by the supervisors, from such person, or persons, so neglecting, or refusing, or of their sureties, as other debts, of equal amount, are now recoverable by law, with costs of suit.

Duties of contractors, or purchasers.

Duty of supervisors, in case of neglect by contractors to make improvements, &c.

SECTION 9. That it shall be lawful for any contractor, or contractors, to dispose of the unexpired term of such purchase, or contract, with the consent of the supervisors first to be had to such disposal, and the person, or persons, to whom such contract, or contracts, shall be disposed of, shall enter his, or their, name, or names, in the road book, as aforesaid, and give the security provided for in the sixth section of this act, and be liable to the same penalties, for neglect, or refusal, to keep such section, or sections, in repair, as is hereinbefore provided for in case of a purchaser, or contractor; in case of the death of any contractor, or contractors, or his, or their, removal from the township, without disposing of his, or their, contract, or contracts, the supervisors shall keep such section, or sections, in repair, for the balance of the year, when such section, or sections, shall be sold, at public sale, as provided for in section fifth.

Contractors may dispose of unexpired terms of contract.

Death, or removal, of contractors, relative to.

SECTION 10. That it shall be the duty of the supervisors to inspect all the roads and bridges, in said township, at least once in six months; and, if at any time, they shall find that any of the purchasers, or contractors, have neglected, or refused, to keep in good repair, according to their agreement, any section or sections of road, purchased by him, or them, they shall give notice to such purchaser, or contractor, as directed in the

Supervisors to inspect roads and bridges.



eighth section of this act; and, in case of neglect, or refusal, to comply with the said notice, to proceed, as directed in said section, to have the roads put in good repair, and enforce payment therefor, as therein provided.

Auditors may  
remove super-  
visors for ne-  
glect of duty.  
Vacancies.

SECTION 11. That if the supervisors, or either of them, shall neglect, or refuse, to perform the duties appertaining to their office, the auditors shall have power to remove them, or either of them, and fill the vacancy; the person, or persons, so appointed, shall hold his, or their, office until the next election for supervisors, when the vacancy, or vacancies, shall be filled by election.

Supervisors to  
keep a record.

SECTION 12. That the board of supervisors shall keep a correct record of their proceedings, which shall be entered in the road book.

Payments to  
contractors.

SECTION 13. That one-fifth part of the amount of the sales and contracts shall be paid to the respective purchasers, or contractors, annually.

Contracts for  
opening new  
roads, and  
building  
bridges, rela-  
tive to.

SECTION 14. That in all cases, in which a new road or roads shall be laid out, and directed to be opened, or bridges to be built, in said township, it shall be the duty of the supervisors, and they are hereby required and directed, within ten days after the receipt of the order from the court of quarter sessions, of Chester county, directed to them, for the opening of the said road, to divide the said road, so laid out, and directed to be opened, into sections, so as to equalize, as far as possible, the amount of labor to be performed, on each section, in the opening and grading of said road; each section to be numbered and described in the township road book, in which they shall enter what they deem necessary to be done to such road, or sections of road; or the manner in which bridges shall be built, and the materials of which they shall be composed; after which, it shall be the duty of the supervisors to give public notice, as provided in the fifth section of this act, when they will sell, at public sale, to the lowest and best bidder, the opening and making of such road, or roads, one section at a time, or for the building of any bridge, as aforesaid, at which time and place, it shall be the duty of the supervisors to attend, and sell out such road, or bridge, as the case may be, to the lowest bidder: *Provided*, That such bidder shall give satisfactory security, to the supervisors, that he will perform the work according to contract.

Proviso.

Auditors to in-  
spect work done  
under the pre-  
ceding section,  
and report to  
supervisors.

SECTION 15. That the contract for any work, let or sold, under the provisions of the preceding section, shall be in writing, signed by the contractor or contractors, in duplicate, and a copy thereof retained by each party; and when the work is alleged to be completed, the auditors of said township, upon being notified, shall inspect the work, and report to the supervisors, whether, in their opinion, the work has been performed according to contract; and if they report that it has been so performed, the supervisors shall pay therefor, according to said agreement; but if they report that it has not been so performed, they shall state wherein it is deficient, and the contractor, or contractors, shall, forthwith, proceed to finish and perform said work, according to agreement: *Provided*, That if said contractor, or contractors, shall be dissatisfied with

Proviso.



the report of the said auditors, it shall be lawful for such contractor, or contractors, to make application to the court of quarter sessions of the county, or to any two of the judges of said court, who shall appoint three competent and disinterested persons, not citizens of said township, whose duty it shall be to make inspection of the said work, and report to the said court, whether the same has been performed according to contract; which report, when so made, and confirmed by the court, shall be binding and conclusive.

SECTION 16. That if any person has placed, or shall place, or caused to be placed, any obstructions in the roads or drains, which shall interfere with the travel, or drainage, of said roads, the supervisors shall give such person, or persons, notice to remove the same, and if he, or they, shall neglect, or refuse to remove such obstructions, within ten days, the supervisors shall remove the same, either by employing help to remove them, or have such obstructions removed by contract, at public sale, as provided in section fifth; and the person, or persons, who placed such obstructions in the road, shall pay double the cost of removing the same; which cost shall be recoverable by the supervisors, as other debts, of equal amount, are now recoverable, by law, with costs of suit, and shall be appropriated towards repairing the roads.

Obstructions,  
how to be re-  
moved.

SECTION 17. That all laws, altered by these amendments, Repeal. shall be repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 112.

## An Act

To repeal a proviso in the fifth section of an act, entitled "A supplement to an act relating to the payment of bounties to volunteers," approved the twenty-fifth day of August, one thousand eight hundred and sixty-four, exempting the counties of Westmoreland and Fayette from the operations of the said fifth section of the act aforesaid.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso in the fifth section of an act, entitled "A

supplement to an act relating to the payment of bounties to volunteers," approved the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four, exempting the counties of Westmoreland and Fayette from the operations of the fifth section of said act, be and the same is hereby repealed, so far as it forms a part of the fifth section of said act; and it is hereby incorporated into, and made a provision of, the fourth section of said act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 113.

## A Supplement

To an act for the protection of sheep, in certain counties, approved April eight, Anno Domini one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter, every person, in Susquehanna county, owning, or possessing, one dog, shall pay a tax, upon the same, of fifty cents, and for every additional dog kept about the same house, the sum of one dollar; and the rate of tax on dogs, in Susquehanna county, for the year one thousand eight hundred and sixty-five, shall be in accordance with the provisions of this supplement.

Tax on dogs in  
Susquehanna  
county.

Provisions for  
protection of  
sheep extended  
to Wyoming  
county.

SECTION 2. That the act for the protection of sheep, in certain counties, approved April eighth, Anno Domini one thousand eight hundred and sixty-two, together with this supplement, is hereby extended to the county of Wyoming: *Provided*, That the first assessment on dogs, in said Wyoming county, shall be made for the year one thousand eight hundred and sixty-six.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 114.

**An Act**

To provide for the re-payment of moneys, advanced by citizens of Chester county, to pay borough and township bounties, under the requisition of the President of the United States, dated July eighteenth, one thousand eight hundred and sixty-four, beyond the amount of their original subscriptions.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of the several boroughs and townships, in the county of Chester, in which bounty fund committees, or individuals, shall have advanced and paid, or become personally liable for the payment, beyond the amount of their original subscriptions, of moneys which were expended in paying borough, or township, bounties to volunteers, who were mustered into the military service of the United States, under the requisition of the President thereof, dated July eighteenth, one thousand eight hundred and sixty four, and were credited on the quotas of such boroughs, or townships, are hereby authorized and required to levy and collect a tax upon all real and personal property, professions, trades, and occupations, in said boroughs and townships, made taxable, by existing laws, for school purposes, sufficient to re-pay the principal of moneys advanced and paid, as aforesaid, with interest thereon, until the day of payment, and the expenses of collecting said taxes: *Provided*, That the property of such persons as is exempted from taxation, by the fourth section of an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, shall be exempted from taxation, for the purposes of this act.

School directors to levy a tax for the re-payment of certain moneys.

*SECTION 2.* That the tax, authorized in the foregoing section, shall be levied and collected, in all respects, as is prescribed, by law, for the levying and collection of school taxes.

Exemptions.

How tax to be levied and collected.

*SECTION 3.* That the school directors, aforesaid, are hereby authorized and required to pay, out of moneys collected by taxation, as aforesaid, to such bounty fund committees, or individuals, as shall have subscribed and paid, or have become personally liable for the payment of money which was expended in paying borough, or township, bounties to volunteers, as aforesaid, the several sums of money, so advanced, or for which the said committees, or individuals, have incurred personal liabilities, beyond the amount of their original subscriptions; and the receipts of the said committees, or individuals, shall be regarded, by the borough, or township, audi-

Payments to individuals and committees, relative to.

tors, as sufficient vouchers for the payment, by the said school directors, of the principal and interest of said claims.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 115.

## A Supplement

To the act incorporating the Manheim, Petersburg and Lancaster Turnpike or Plank Road Company, in the county of Lancaster, and to increase the toll, on a certain class of travel, on said road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be lawful for the managers of the Manheim, Petersburg and Lancaster Turnpike Company, to charge toll on broad wheeled (four inch) wagons passing over their road, when loaded, as follows, viz: with five or more draft animals, not exceeding four cents per mile, for each beast; such wagons, with four, or less, animals, not exceeding two cents per mile, for each animal. That on wagons, having tire less than four inches wide, twenty-five per cent. may be added to the above mentioned tolls.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 116.

*An Act*

To increase the compensation of the commissioners and auditors of the county of Huntingdon.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners and county auditors, of the county of Huntingdon, shall receive, from and after the first day of January, Anno Domini one thousand eight hundred and sixty-five, out of the funds in the treasury of the said county, the sum of three dollars per day, for each day actually and necessarily employed in discharging the duties of their respective offices; and that all laws, inconsistent herewith, be and the same are hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 117.

*An Act*

To authorize the school directors of Londonderry township, in the county of Dauphin, to levy and collect a special tax, for bounty purposes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Londonderry township, in the county of Dauphin, be and they are hereby authorized to levy and collect a special tax, not exceeding the sum of three thousand dollars, for the purpose of covering a deficit in the assessment and collection of money, for bounty purposes, during the year one thousand eight hundred and sixty-four : *Provided,*

That no compensation shall be allowed for the collection of said tax.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 118.

## An Act

Authorizing the assessment of a tax in Jessup township, Susquehanna county, for the payment of bounties to volunteers.

WHEREAS, The citizens and tax-payers of Jessup township, in the county of Susquehanna, on the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-four, at a public meeting, agreed that such persons as should volunteer as soldiers, in the service of the United States, to fill up the quota of the said township, for the draft which had then been ordered, should receive the sum of three hundred and sixty dollars :

*And whereas,* The requisite number of persons volunteered, and were mustered into the service, to fill said quota, but by the provisions of the bounty law of the twenty-fifth of March, Anno Domini one thousand eight hundred and sixty-four, the authorities of the said township were authorized to assess and levy a tax, for the payment of only three hundred dollars to each volunteer ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the said township of Jessup, county of Susquehanna, are hereby authorized and required to assess and levy a special tax, sufficient to pay the sum of sixty dollars to each of the volunteers, so mustered into the service, as aforesaid, in addition to the sum of three hundred dollars to each soldier, already assessed and levied, under the said act of twenty-fifth of March, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 119.

**An Act**

To increase the compensation of the county commissioners, jurors and witnesses, in Adams, Armstrong, Lycoming and Clinton counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the county commissioners of Adams, Armstrong, Lycoming and Clinton counties shall receive, out of the county treasury, each, the sum of two dollars and fifty cents per day, for each day employed in the duties of their office, with usual mileage. Compensation of commissioners.

SECTION 2. That the jurors, serving in the several courts of said counties, shall receive one dollar and fifty cents per day, with mileage. Jurors.

SECTION 3. That the witnesses, attending the several courts of said counties, shall, each, receive one dollar per day, and the usual mileage, excepting such witnesses who reside within one mile of the county seat, of said court, who shall only receive, for their services, the compensation now allowed by law. Witnesses.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 120.

**An Act**

To change the time of levying and collecting the school tax, of the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be lawful for the school boards, in the city of Erie, to levy the school

## LAWS OF PENNSYLVANIA,

tax, and issue the duplicates therefor, during the month of March, in each and every year, and to collect said tax at the same time that the state and county taxes are collected, and by the same person; and that so much of the common school law, as conflicts with this act, be and the same is hereby repealed, so far as relates to the city of Erie.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 121.

## An Act

To increase the pay of the county auditors of Lancaster county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Pay of auditors.** That each of the county auditors of Lancaster county shall be allowed, out of the county treasury, as a compensation for their services, the sum of three dollars for each and every day necessarily employed, in the discharge of their official duties, and shall, in addition, receive, out of the same fund, the sum of ten cents for each and every mile necessarily traveled, in the discharge of those duties.

**When to take effect.** **SECTION 2.** That this act shall go into effect, from and after the first day of January, eighteen hundred and sixty-five.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 122.

## A Further Supplement

To an act incorporating the Altoona Gas Company, approved April twenty-fourth, one thousand eight hundred and fifty-seven, the title of which was changed to Altoona Gas and Water Company, by a supplement, approved April ninth, one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of the Altoona Gas and Water Company be and they are hereby authorized to increase the capital stock of said company, from time to time, as may be necessary for the extension of the works : *Provided,* That the total amount of the capital stock shall not exceed the sum of one hundred and twenty thousand (\$120,000) dollars.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 123.

## An Act

Relative to the payment of bounty, in the township of Windsor, York county.

WHEREAS, The school directors of Windsor township, York county, owing to the difficulty in obtaining volunteers, and the shortness of the time, were unable to fill their quota before the draft, and having put in nearly the whole number of volunteers, deemed it just and proper to pay to, or for, the eleven drafted men, each three hundred dollars in money :

*And whereas,* Two taxes were assessed in the year Anno Domini eighteen hundred and sixty-four, one of twelve mills, and the other, two per cent. :

*And whereas, A large majority of the taxable inhabitants of said township expressed themselves in favor of, and requested the school directors, of said township, to take such action, and do what they did in the matter, a few of whom now, and a few others, decline to pay their taxes ; therefore,*

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the money borrowed and applied, by said school directors of Windsor township, to the payment of three hundred dollars to, or for, each citizen of said township who was drafted therein, and also the money borrowed to pay three hundred dollars bounty to each volunteer, is hereby legalized and made valid and binding on said township, and that the two taxes, heretofore levied by the school directors of said Windsor township, in the county of York, in the year eighteen hundred and sixty-four, for the purpose of paying moneys, borrowed and applied as aforesaid, as well as to pay money borrowed to pay volunteers for said township, is hereby legalized and made valid, and the said school directors and their collector, or collectors, heretofore appointed, or that may be hereafter appointed, to collect said taxes, or either of them, are severally hereby authorized and empowered to proceed with the collection thereof, in the same manner, and to the full extent that they could, or might, have done, had the school directors of said Windsor township, strictly and literally complied with an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, and all other laws relating thereto.*

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 124.

## An Act

Relative to the pay of assessors, in the city of Philadelphia.

WHEREAS, It is important to the state, that competent persons be chosen as assessors, the justness and equalization of taxes depending upon the valuation by them :

*And whereas*, By reason of the many changes and transfers of real estate, in the city of Philadelphia, the assessors of said city are compelled to make a full and complete assessment, yearly, as well as attend appeals, extra assessments, enroll militia soldiers, et cetera, which said duties require their personal attention the greater part of the year, and as it is but just that they should be remunerated for their services; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, the pay of each of the assessors, of the city of Philadelphia, shall be five hundred and fifty dollars per annum; which said sum shall be a full compensation for all services imposed by law, or be hereafter imposed by the state or municipal authorities; and so much of any act, heretofore passed, as may be inconsistent herewith, be and the same is hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 125.

## An Act

Legalizing bonds, issued by local authorities, when the amount of such bonds is greater than was necessary to fill the quota of any sub-district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That when the authorities of any county, township, borough, ward, or school district, have heretofore issued bonds, or laid a tax, or shall hereafter issue bonds, or lay a tax, under the provisions of the existing bounty laws of this commonwealth, for a sum greater than is necessary to fill the quota of any sub-district, such surplus shall not invalidate the bonds so issued, or tax so laid: *Provided*, That nothing, herein contained, shall authorize the payment of more than three hundred dollars to each volunteer: *And provided further*, That this act

shall apply only to the borough of Huntingdon, in the county of Huntingdon.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 126.

## An Act

To validate, and to authorize and require the corporate authorities of the borough of Marietta, in the county of Lancaster, to levy taxes to pay the bonds and certificates of indebtedness, issued to pay volunteers in the service of the United States, credited to said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Loans contracted, and bonds issued, legalized.

That all loans contracted, or bonds heretofore, or that may hereafter be issued, by the burgess and town council of the borough of Marietta, for the payment of bounties to volunteers, to enter the military, or naval, services of the United States, under any requisition of the President of the United States, made subsequent to the first day of January, one thousand eight hundred and sixty-four, be and the same are hereby legalized, made valid and binding upon said borough.

Burgess and council authorized to levy tax.

SECTION 2. That the burgess and town council, aforesaid, are hereby authorized and required to levy such taxes as may be necessary to meet the payment of all such bonds, or indebtedness, as they shall become due; which taxes shall be independent of those assessed in the same manner, include the same subjects of taxation, be accounted for in the same way, and collected and disbursed, as other borough taxes and moneys are.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 127.

*An Act*

Relating to the Lehigh Coal and Navigation Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the present charter of the Lehigh Coal and Navigation Company, as requires the treasurer of said company to be a member of the board of managers, is hereby repealed, and at the next annual election, the stockholders shall elect twelve managers, of whom one shall be voted for as president, and said board shall elect the treasurer, and shall have power to add to their number, by electing from the body of the stockholders, at such time as they may determine, and annually thereafter, if they shall deem it expedient, an additional manager, or vice president, whose powers and compensation, as well as those of all other officers of the company, shall be determined by said board.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

**APPROVED**—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 128.

*An Act*

Authorizing the appointment of additional notaries public, to reside in the counties of Erie and Venango.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and he is hereby authorized and empowered to appoint two additional notaries public, in the county of Erie, one of whom shall reside in the borough of Edinboro', and the other, in the borough of North-East, in said county; and also, two additional notaries public, in the county

of Venango, one to reside at Tionesta, and one, at Rouseville, in said county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 129.

## An Act

Relating to the pay of the county commissioners, jurors and witnesses, in the county of Columbia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Pay of commis-  
sioners.

That from and after the first day of January, Anno Domini one thousand eight hundred and sixty-five, the county commissioners of Columbia county shall be entitled to receive two dollars per day, for every day actually employed in the business of the county.

Jurors and wit-  
nesses.

SECTION 2. That the per diem allowance of persons attending the several courts of Columbia county shall, from the passage of this act, be, for the jurors, one dollar and fifty cents per day, with the usual mileage; and for witnesses, who reside more than one mile from the county seat, one dollar per day, with the usual mileage; payment to be made as directed by existing laws relating thereto: *Provided*, That this act, so far as it relates to the pay of witnesses, shall continue in force, only two years from its passage.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 130.

*An Act*

To authorize the election of six supervisors of roads, in Independence township, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That at the ensuing spring election, and each succeeding one thereafter, the qualified electors of Independence township, Washington county, shall elect six supervisors of roads, one for each school district in said township; each of said supervisors shall be a resident of the school district, for which he is elected, and, if required by any voter, shall make oath, before the election board, that he is a *bona fide* resident of the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 131.

*An Act*

Authorizing the board of school directors of Earl township, Lancaster county, to levy an additional bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the bounty taxes, now authorized to be levied and collected, under and by virtue of an act, entitled "An Act relating to the payment of bounties to volunteers," approved March twenty-fifth, one thousand eight hundred and sixty-four, and the several supplements thereto, the board of school directors, of the township of Earl, in the county of Lancaster, are hereby authorized and empowered to levy and collect an additional tax, not exceeding the rate of one per centum,

on the last adjusted valuation of said township, for the purpose of enabling them to make up the deficit in the amount necessary to be raised, for the payment of those volunteers, who have credited themselves to said district, in filling its quota, under the call of the President of the United States, in July last, for five hundred thousand men.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 132.

## An Act

Authorizing the levying and collecting of a tax, for the payment of moneys advanced for the payment of bounties, in the Birmingham enrolment district, in Huntingdon county.

Preamble

WHEREAS, The Birmingham election district has been made an enrolment district, being composed of the borough of Birmingham, and several tracts of land in Warriors Mark township, in the county of Huntingdon, adjoining said borough, in which district there is no authority competent to lay a tax for local bounties to volunteers, except the board of election officers of said district, as provided in section third of an act, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relating to the payment of bounties to volunteers:"

*And whereas,* The said election officers, prompted by motives well understood, have refused to lay a tax, for the purpose of paying local bounties to volunteers:

*And whereas,* Certain citizens of said district have formed an association for that purpose, and have advanced and paid into the treasury thereof, as an advancement to the district, a sum, believed to be sufficient, to pay local bounties to volunteers, to fill the quota of said district, under the call of the President, dated December nineteenth, one thousand eight hundred and sixty-four, with the understanding and agreement, that the same shall be re-paid, by levying a tax; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*



That Reverend J. B. Christ, L. G. Grier, John Copley, senior, Commissioners J. R. Thompson and G. W. Owens, or any three of them, citizens of said district, are hereby authorized and appointed commissioners, to lay a tax of three hundred dollars for each volunteer, required to fill the quota of said district, under said call, and appoint one person, who shall be collector and treasurer, who shall give bonds to said commissioners, for the faithful application of said money, with full power to enforce payment of the same: *Provided*, That the said commissioners shall be governed by the last assessment in said district, in laying said tax. Commissioners appointed to levy tax. Proviso.

SECTION 2. That when the said tax shall be collected, the said commissioners shall apply the money, arising therefrom, by paying, to each person, who has subscribed and paid into said bounty fund, all of whom are subject to draft, the amount which he has advanced, more than his equal share, of the deficiency which shall remain, after the tax money has been so applied; the money shall be paid, by said treasurer, only on the order of a majority of said commissioners. How money to be applied.

SECTION 3. That the person, who shall be appointed to collect said tax, shall not be entitled to receive more than two per centum on the amount which he may collect. Compensation for collection.

SECTION 4. That the said commissioners shall not be entitled to receive more than one dollar per day, each, for their services. Pay of commissioners.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 133.

## An Act

To extend the jurisdiction of justices of the peace to certain criminal proceedings, in the county of Snyder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act to change the mode of criminal proceedings, in Erie and Union counties," approved the first day of May, Anno Domini one thousand eight

## LAWS OF PENNSYLVANIA,

hundred and sixty-one, with its several supplements, be and the same are hereby extended to the county of Snyder.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 134.

## An Act

Authorizing the Governor to appoint two additional notaries public, in Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the governor of this commonwealth be and is hereby authorized to appoint two additional persons notaries public, for the county of Schuylkill, one to reside in the town of Tremont, and one to reside in the town of Minersville, in said county.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 135.

## An Act

To annex the real estate of Mathias Honadle, in the township of Rose, in Jefferson county, to the borough of Brookville, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the real estate of Mathias Honadle, in the township of Rose, in the county of Jefferson, is hereby annexed to the borough of Brookville, in said county, for school purposes, and the occupants of said real estate shall have the privilege of sending their children to the public schools of Brookville borough, as though they were residents of said borough, and all taxes levied, or assessed, upon the said real estate, for school purposes, shall be paid over to the treasurer, or collector, of the school board of the borough of Brookville.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 136.

## An Act

Relative to the payment of bounties to volunteers, in Northampton and Lehigh counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all bonds, warrants and certificates of indebtedness, that have been issued, or payments of moneys that have been made, by the legally constituted authorities of any township, borough, ward, or election district, in the counties of Northampton and Lehigh, previous to the twentieth day of December, Anno Domini one thousand eight hundred and sixty-four, for the payment of bounties to any persons entering the military, or naval, service of the United States, are hereby legalized, made valid and binding upon such townships, boroughs, wards, or election districts, as if full and legal authority had existed for the issuing and making of the same, when they were issued and made.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 137.

## A Further Supplement

To an act to incorporate and endow the Pennsylvania Institution for the Deaf and Dumb, approved the eighth day of February, one thousand eight hundred and twenty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in lieu of the provision of one hundred and eighty dollars per annum, now granted for the education of each indigent deaf mute, taught in the Pennsylvania Institution for the Deaf and Dumb, at the expense of this commonwealth, the governor is hereby authorized and required to draw his warrant on the state treasurer, in favor of the treasurer of the Pennsylvania Institution for the Deaf and Dumb, for the sum of two hundred and forty dollars per annum, for each and every indigent deaf mute, taught in the said institution, at the expense of this commonwealth; one-half thereof shall be paid on the first day of March, and the other half thereof shall be paid on the first day of September, in each and every year; and the said allowance shall commence on the first day of September, one thousand eight hundred and sixty-four: *Provided*, That the provisions of this act shall not extend beyond the period of four years.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No 138.

## An Act

To authorize the Fulton Coal Company to increase its capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the Fulton Coal Company be and is hereby empowered to increase its capital stock, by the issue, from time to time, of twenty thousand additional shares of stock, at the par value of five dollars per share, so as to make its entire capital four hundred thousand dollars; and, upon such increase, the said company shall pay, into the state treasury, a bonus of one-half of one per centum.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.

No. 139.

## A Further Supplement

To the act, entitled "An Act for erecting the town of York, in the county of York, into a borough," passed the twenty-fourth of September, A. D. one thousand seven hundred and eighty-seven, authorizing the burgess and town council thereof to prohibit the packing of hay, or straw, and the erection of wooden buildings, within certain limits.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, if any person, or persons, shall pack, press, or store, for sale, or transportation, any hay, or straw, within the distance of two hundred feet from the track of any railroad, in the borough of York, on which locomotive engines are used, the person, or persons, so offending, shall be guilty of a misdemeanor, and on conviction thereof, in the court of quarter sessions of the peace of York county, shall, for every such offence, be sentenced to pay a fine, not exceeding one hundred dollars, or to undergo an imprisonment, not exceeding three months, or both, or either, at the discretion of the said court.

Packing hay, or straw, within certain limits, prohibited.

SECTION 2. That the chief burgess and town council of the borough of York shall have full power and authority, by ordinance, to prohibit the establishment, or carrying on, of any business, within the limits of said borough, which they may consider as exposing other adjacent and surrounding property to destruction by fire; and also, to prohibit the erection of any wooden building, or buildings, within said borough limits,

Council may prohibit the carrying on of certain kinds of business, and the erection of wooden buildings.

which they may believe will be dangerous to other property, by reason of fire, and to impose and enforce suitable penalties for all violations of said ordinance.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, No. 31, entitled "A further supplement to the act, entitled 'An Act for erecting the town of York, in the county of York, into a borough,' passed the twenty-fourth day of September, A. D. one thousand seven hundred and eighty-seven, authorizing the burgess and town council thereof to prohibit the packing of hay, or straw, and the erection of wooden buildings, within certain limits," was presented to the governor, on the twenty-seventh day of January, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *February 16, 1865.*

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No. 140

## An Act

To prevent the destruction of fish, in Spring creek and Logan's Branch, in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Catching fish  
prohibited.

That for ten years from the passage of this act, it shall not be lawful for any person, or persons, to take, catch, or kill, fish of any kind, by means of seine, or seines, in Spring creek and Logan's Branch, in the county of Centre.

Penalty.

SECTION 2. That any person, or persons, violating the first section of this act, shall forfeit and pay the sum of twenty dollars for each offence, to be recovered before a justice of the peace, by an action of debt, in the name of the commonwealth, as debts are now by law recoverable, one-half for the use of the informer, who shall be a competent witness, and one-half

to the overseers of the poor of the township, in which the offence is committed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 141.

## An Act

For the relief of Samuel Hazlett & Son, of Washington county.

WHEREAS, Samuel Hazlett & Son, bankers, of Washington county, have over-paid, into the treasury of the commonwealth, for the late fiscal year, the sum of thirty dollars and fifty-nine cents, as shown by certificate of the auditor general; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and required to refund and re-pay to Samuel Hazlett, junior, surviving partner of the late firm of Samuel Hazlett & Son, the said sum of thirty dollars and fifty-nine cents.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 142.

*An Act*

Relative to the Blair Iron and Coal Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the right of the Blair Iron and Coal Company to take, receive and hold, in fee simple, or for any less estate, lands and mineral rights, with their appurtenances, in Blair and adjoining counties, shall be extended, so that said company may also hold, for the same purpose, lands and mineral rights in Mifflin county, State of Pennsylvania: *Provided*, That the number of acres so held, in all said counties, shall not exceed five thousand

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 143.

*A Further Supplement*

To an act relating to the liens of mechanics and others, upon buildings, approved the sixteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so far as relates to certain counties, and supplement thereto, approved May first, Anno Domini one thousand eight hundred and sixty-one, extending the same to Allegheny county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the supplement to the act of sixteenth June, one thousand eight hundred and thirty-six, relating to liens of mechanics and others, upon buildings, approved the first day of May, one thousand eight hundred and sixty-one, be and the same is hereby extended to the county of Allegheny: *Provided*, That nothing in this act shall render property liable to



liens for repairs, alterations, or additions, where the same has been altered by any lessee, or tenant, without the written consent of the owner, or owners, or reputed owner, or owners, or his, or her, duly authorized agent.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 144.

## A Further Supplement

To an act to incorporate the city of Philadelphia, providing for the time of meeting of sectional school board, and filling vacancies therein.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of each school section, in the city of Philadelphia, shall, hereafter, meet and organize their respective boards, by the election of a president and secretary, on the first Monday of January next succeeding the annual election for directors. When school boards to meet and organize.

SECTION 2. If any person, duly elected a school director, shall refuse to attend a regular meeting of the board, after having personally received written notice from the secretary, to appear and enter upon the duties of his office, or if any person, having taken upon him the duties of his office, as director, shall neglect to attend any three regular meetings of the board, in succession, unless detained by sickness, or prevented by absence from the district, or shall refuse to act in his official capacity, when in attendance, for three regular meetings, the directors present shall have power to declare his seat, in the board, vacant, and appoint another, in his stead, to serve until the next municipal election. The seats of directors neglecting to attend meetings may be declared vacant.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 145.

*An Act*

For the better security of life and limb, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in any store, or building, in the city of Philadelphia, in which there shall exist, or be placed, any hoistway, hatchway, elevator, or well-hole, or in which there shall be made any opening through the floor, the same shall be properly protected, or covered, by a good and sufficient trap-door, or such other appliances as may be necessary to secure the same from being, or becoming, dangerous to life, or limb, and on the completion of the business of each day, the said trap-door, or other appliances, shall be safely closed by the occupant having the use and control of the same; any violation of the provision of this act shall subject the offender, or offenders, to a fine of fifty dollars, for each offence, to be recovered, with cost of suit, in an action of debt, in any court having cognizance thereof, by, to and for the use of the Philadelphia association for the relief of disabled firemen.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 146.

*An Act*

To increase the pay of county commissioners, county auditors, poor directors, jurors and witnesses, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That from and after the passage of this act, and for three years thereafter, the per diem allowance of the county commissioners, county auditors, poor directors, jurors and witnesses, in the county of Mercer, shall be three dollars for county commissioners; two dollars and fifty cents, for county auditors; two dollars and fifty cents, for poor directors; one dollar and fifty cents, for jurors, and one dollar, for witnesses: *Provided*, That this act shall not apply to the per diem pay of witnesses before justices of the peace, in said county.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 147.

## A Further Supplement

To an act, passed the twelfth day of June, Anno Domini one thousand eight hundred and thirty-nine, entitled "An Act to incorporate the Allegheny and Bald Eagle Railroad, Coal and Iron Company," now known as the Bellefonte and Snow Shoe Railroad Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Bellefonte and Snow Shoe Railroad Company be and they are hereby authorized to increase the capital stock of said company eight thousand shares, or any other number of shares, not exceeding eight thousand shares. Increase of capital stock authorized.

*SECTION 2.* That the said Bellefonte and Snow Shoe Railroad Company be and are hereby authorized, in addition to the sums which they have been heretofore authorized, to borrow any sum, or sums, of money, not exceeding five hundred thousand dollars, and issue their bonds therefor, at such rates of interest, and in such sums and terms of payment, as may be agreed upon between the parties, and secure the payment of said bonds by mortgaging their road together with all its corporate rights and franchises, and also, the whole, or any part, of their property, whether real, or personal: *Pro-*

*May borrow money and issue bonds therefor.*

Proviso.

*vided*, That no bond shall be issued for a less denomination than one hundred dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 148.

## An Act

Authorizing the board of school directors of Drumore township, Lancaster county, to levy additional bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the bounty taxes now authorized to be levied and collected under, and by virtue of, an act relating to the payment of bounties to volunteers, approved March twenty-fifth, one thousand eight hundred and sixty-four, and the several supplements thereto, the board of school directors of the township of Drumore, in the county of Lancaster, are hereby authorized and empowered to levy and collect an additional tax, sufficient to make up the deficit in the amount necessary to be raised for the payment of those volunteers, who have been credited to said township, in filling its quota, under the call of the President, in July last, for five hundred thousand men.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 149.

**An Act**

To provide a notary public, in Plymouth township, in the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the governor is hereby authorized and empowered to appoint one notary public, to reside in the village of Plymouth, in the township of Plymouth, in the county of Luzerne, in this commonwealth.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 150.

**An Act**

To vacate a part of Cherry street, now called Montgomery avenue, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That Cherry street, from the south easterly line of Beach street, extending south-easterly into the Delaware river, as laid down in the plan of the city of Philadelphia, formerly the district of Kensington, now called Montgomery avenue, be and the same is hereby vacated, and the fee simple of the soil thereof revert to, and vest in, the owner, or owners, of the property bounding thereon, reserving to the city of Philadelphia the right to build,

## LAWS OF PENNSYLVANIA,

and keep in repair, a culvert along the same, from Beach street, into the river Delaware.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 151.

## An Act

To increase the pay of jurors and witnesses, in the county of Snyder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter, the pay of jurors, attending the several courts of the county of Snyder, shall be one dollar and fifty cents per diem, and the fees of witnesses, attending said courts, shall be one dollar per diem, together with the mileage now paid jurors and witnesses, in said county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 152.

*An Act*

To incorporate the Northampton County Mutual Horse and Carriage Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. R. Bartow, William M. Miller, Joseph Houck, Joel Mann, Jacob Beck, Theodore Ott, Joseph Fulmer, Amos Heller and Philip Miller, and all other persons, who may hereafter associate with them, in the manner hereinafter prescribed, shall be and they are hereby constituted and declared to be a body politic and corporate, by the name, style and title of the Northampton County Mutual Horse and Carriage Insurance Company, and by the same name, shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, in all courts of record, and elsewhere, and also, have one common seal, and the same to alter and renew at pleasure.

Corporators.

Name.

Seal.

SECTION 2. That the object of said company is to protect each other against loss, or losses, or damage, that may occur to their horses and carriages, by being stolen, or taken away.

Object.

SECTION 3. That the principle, on which this association shall be founded, is as follows: Each person, on becoming a member, shall pay into the treasury of the association the sum of fifty cents; and after a fair and just valuation has been put on his, or her, horses, or carriages, by the committee selected for that purpose, he, or she, shall further pay into the treasury the sum of fifty cents, on each and every horse and carriage insured; the said sum to be paid, on the delivery of the certificate of membership, or a receipt for the same: *Provided*, That it be optional, with each and every member of the association, to enter any, or all, of their horses and carriages, as aforesaid: *And provided further*, That no other than the above mentioned payments shall be levied upon any of the members, except to cover actual loss, or injury, as hereinafter provided.

Terms of membership.

Proviso.

Proviso.

SECTION 4. That the insurance of this company shall be confined to that part of Northampton county, embraced within the following limits, to wit: Martin's creek, the Blue mountains, and the Delaware river.

Insurance to be confined within certain limits.

SECTION 5. That whenever the amount of funds in the treasury shall be insufficient to pay any loss, to insured property, of any member, each member shall be taxed, as often as may be necessary, in proportion to his, or her, respective amounts of insurance, for the deficiency.

Assessments may be made, for deficiency.

SECTION 6. That no loss, or damage, shall be paid for, when it can be proved that the loss, or damage, has occurred through design, or wilful neglect, on the part of the owner.

Payments for losses, relative to.

Election of directors.

SECTION 7. That the stated meetings shall be held on the first day of January, of each year, which day shall be the day for the annual election, at which time there shall be elected nine directors, who shall constitute the board, and any five of them shall constitute a quorum to do business; said board shall have full power to do all business, make laws, et cetera, relating to the company; they shall meet semi-annually, or at any time, at the call of the president, when business is to be transacted, of any consequence; they shall appoint one of their number as president, one as secretary, and one to act as treasurer, for one year: *Provided*, That any member shall forfeit, and pay to the treasurer, the sum of fifty cents, for non-attendance at the annual meetings.

Their powers.

Proviso.

Committee of vigilance to be appointed.

SECTION 8. That the directors shall appoint, annually, twelve members, who shall be styled a committee of vigilance, whose duty it shall be, upon being informed by the secretary, of any horse, or carriage, being stolen, or taken away, without the knowledge, or consent, of the owner, to go, at a moment's notice, in quest of the thief and stolen property, two in company, and in six different directions, to be previously designated; and those of the committee of vigilance, who, after riding ten hours, shall hear nothing of the thief, shall return without delay, and report to the secretary; and those of them, who shall hear tidings of the thief, and the stolen property, shall continue on, with all speed, and without regard to cost, or trouble, as long as he, or they, continue to be on their track.

Their duties.

Penalty for neglect of duty.

SECTION 9. That any member of the committee of pursuit, not performing the duty himself, or by sufficient substitutes, shall forfeit and pay to the treasurer, for the use of the company, the sum of three dollars, unless he can give satisfactory reasons to the company for such neglect; and for every day employed, for the purpose specified in section eight, each and every member of said committee shall receive the sum of three dollars.

Compensation.

Secretary to be notified of losses

SECTION 10. That any member, who may suffer any loss in insured property, by thieves, shall, immediately thereafter, notify the secretary, who shall immediately notify the committee of vigilance, who shall, without delay, attend to their duties, as aforesaid.

Three directors to be selected to ascertain and estimate damages.

SECTION 11. That in case the company fail in recovering, or restoring, the stolen property, to its owner, in as good condition as when taken, the president shall instruct the secretary to write the names of all the directors, separately, on distinct pieces of paper, as nearly alike, in size and appearance, as may be, and fold them up, as nearly alike, in size and appearance, as may be, and put them into a box, made and kept for that purpose; and the person who has sustained the loss, or damage, shall draw from said box three of the said folded strips, or slips, of paper; and the directors, whose names shall be thus drawn from the box, shall be a committee, who, after due notification thereof, by the loser, and after being duly sworn, or affirmed, by a judge, or justice of the peace, shall proceed to inquire, ascertain and estimate, the damage, or loss, sustained, and also, to examine witnesses, to ascertain and discover whether the loss, or damage, occurred through the design of the



loser, and make report thereof to the secretary ; and if it shall appear that such loss, or damage, did not occur through the wilful neglect, or design, of the loser, the award, as determined upon by the committee, aforesaid, shall be forthwith assessed on the members of the company.

SECTION 12. That no person can be a member of this company, unless he has property insured in it ; and no member can withdraw his name, or have his policy cancelled, unless he is clear of the books, and by paying the secretary a fee of twenty-five cents. Members to be insurers.

SECTION 13. That all elections shall be by ballot, each member to be entitled to one vote, and no more, and no proxy votes shall be received. Elections.

SECTION 14. That any member, moving out of the limits, or bounds, of the company, shall forfeit his, or her, rights to insurance in said company. Forfeiture of rights to insurance.

SECTION 15. That each member will be held liable to assessment on each and every horse, or carriage, insured, until notice shall have been given to the secretary that he, or she, desires to have his, or her, policy cancelled. Assessments.

SECTION 16. That the directors shall also, annually, appoint ten members, who shall act as a home search committee. Home search committee.

SECTION 17. That the officers shall keep accurate accounts of their proceedings, and report the same, at each stated meeting of the board, and at the January election, to give a full and satisfactory statement of the affairs of the company; they shall transact the business of the company, and have a general supervision of its affairs. Accounts to be kept by officers.

SECTION 18. That the treasurer shall have charge of the funds of the company, and he shall pay out no money, unless an order be drawn on him, signed by the president and attested by the secretary, and to exhibit his accounts in January, annually. Duties of treasurer.

SECTION 19. That the secretary shall keep accurate accounts of the proceedings of the company, have charge of all books, papers, et cetera, belonging to the company, and do all such business as necessarily appertains to his office, and report the same, semi-annually, to the board, and in January, annually, to the company. Secretary.

SECTION 20. That the secretary shall procure suitable printed policies, and each policy must be signed by the president and secretary, and each policy must have the seal of the company attached thereto, which shall be considered as a certificate of membership; and no policy shall be transferred to any other person, or member, on penalty of losing membership. Policies, relative to.

SECTION 21. That the said company shall have the power to make such by-laws, and adopt such rules and regulations, not inconsistent with the provisions of this act, as they may deem expedient, but such by-laws, rules or regulations, shall not be amended, except at a regular stated meeting of the company. By-laws.

SECTION 22. That this company may be dissolved by a majority of two-thirds of all the members, at any annual meeting ; in such case, the funds in the treasury, to be divided Company may be dissolved by two-thirds of members

amongst the members according to their respective amounts insured, having first paid all liabilities.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 153.

## A Supplement

To an act to incorporate the Woodburne Mining Company, approved the twenty-fourth day of June, one thousand eight hundred and sixty-four, authorizing the changing of title and powers of the company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That all the rights, powers, immunities and privileges granted by said act, incorporating the Woodburne Mining Company, may be exercised and enjoyed by said company, in the state of California; and that the stockholders of the said company be and they are hereby authorized to change the name and title of the company, which change shall be valid after the filing of a certificate, in the office of the secretary of the commonwealth, signed by the president and attested by the seal of said company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 154.

*An Act*

Fixing the number of councilmen, in the borough of North-East, in the county of Erie, and legalizing the election and action of the councils heretofore elected.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, the council of the borough of North-East, in the county of Erie, shall consist of six persons, who shall be qualified voters in said borough, two of whom shall be elected annually, at the time for holding township elections, in said county, and shall continue in office for the term of three years; and in case a vacancy shall happen in said council, by any means, the remaining members thereof may fill said vacancy, until the next annual election, when the remainder of the term shall be filled by election.

Number of councilmen fixed.

Vacancies.

*SECTION 2.* That all elections heretofore held for councilmen in said borough, are hereby legalized and made valid, for the term for which said councilmen were elected, and all acts done by the burgess and councils of said borough, are hereby legalized and made valid, to all intents and purposes.

Election and action of councils legalized

*SECTION 3.* That all acts and ordinances of the burgess and councils of said borough shall be published, by posting copies of said acts and ordinances, duly attested, in six of the most public places in said borough, not less than six days before the same goes into effect; and no act, or ordinance, shall be valid in said borough, until after publication as aforesaid; and all laws, inconsistent herewith, are hereby repealed.

Ordinances to be published.

Repeal.

*SECTION 4.* That said burgess and council may assess, upon the real and personal estate in said borough, subject to state and county taxes, a tax of not exceeding ten mills on the dollar, and collect the same as other taxes are now by law collected, for the purpose of laying out, opening and improving the streets in said borough; said tax to be levied for three years and no longer.

Tax for laying out streets may be levied.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 155.

*A Further Supplement*

To an act to incorporate the Phoenix Insurance Company of Philadelphia.

Preamble.

WHEREAS, By an act of assembly, approved the eleventh day of March, one thousand eight hundred and forty-four, entitled "A further supplement to an act to incorporate the Phoenix Insurance Company of Philadelphia, approved the sixth day of February, one thousand eight hundred and four," the said Phoenix Insurance Company was changed from a stock into a mutual insurance company, under the style and title of the Phoenix Mutual Insurance Company of Philadelphia :

And whereas, It is deemed advisable that said insurance company should return to its original position, as a stock company ; now, therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

To become a  
joint stock com-  
pany, upon the  
acceptance of  
this act.

Title.

That upon and after the acceptance, in writing, of this act, by a majority, in value, of the stock and scrip holders of the Phoenix Mutual Insurance Company of Philadelphia, and as soon, thereafter, as the board of directors of said company can conveniently carry the provisions of this present act into effect, the said company shall cease to be a mutual insurance company, and shall become a joint stock company, under the name, style and title of the Phoenix Insurance Company of Philadelphia ; but such alteration and change shall not, however, in any way, effect, or alter, the corporate existence of said company, or the rights, powers, or authorities, hereby, or heretofore, given ; and, from henceforth, the style and title of the said company shall be the Phoenix Insurance Company of Philadelphia, under which name, style and title, the said company shall continue to take, enjoy and possess all the estates, real and personal, wherever situate, and all the rights, powers, authorities, immunities and privileges, as well of the Phoenix Insurance Company of Philadelphia, before the same was changed into a mutual insurance company, as of the said Phoenix Mutual Insurance Company of Philadelphia, and be subject to, and responsible for, all debts, insurances, liabilities and engagements contracted, or entered into, or imposed upon the Phoenix Mutual Insurance Company of Philadelphia, as if no alteration of the name, style and title of the said company had been made ; and all suits, actions, demands and proceedings whatsoever, by or against the corporation, entitled by this act, the Phoenix Insurance Company of Philadelphia, or the corporation, entitled by previous acts, the Phoenix Mutual Insurance Company of Philadelphia, either at law, or in equity, or otherwise, may be instituted, prosecuted and defended by and under the name, style, or title used by such corporation, at the time of making any contract, or con-

Powers and  
privileges.

Subject to.

Suits, demands,  
&c., relative to.



tracts, occasioning such suits, actions, demands, or proceedings, or used at the time when the cause of any such suit, action, demand, or proceeding may have originated, or shall originate.

SECTION 2. That the present officers and directors of the said, the Phoenix Mutual Insurance Company of Philadelphia, shall continue to have and enjoy all the powers and authorities, and to perform all the duties heretofore and hereby given to, or imposed upon, the said corporation, until the first Monday in January ensuing the passage of this act and acceptance by the stock and scrip-holders, and thereafter, until others are elected in their place and stead.

Present officers and directors to continue until election.

SECTION 3. That the capital stock of said company may be increased to two hundred thousand dollars, divided into twenty thousand shares, of the par value of ten dollars each, and each share of stock, now held in said Phoenix Mutual Insurance Company of Philadelphia, shall be converted into two shares of the Phoenix Insurance Company of Philadelphia, as established by the present act, and each ten dollars of scrip of the said Phoenix Mutual Insurance company of Philadelphia shall be converted into one share of the stock of the said Phoenix Insurance Company of Philadelphia, and the board of directors of said company shall have the power to create and dispose of such a number of shares of stock, after such conversion is made, as shall, in all, complete the said number of twenty thousand shares, and each share of stock, in the said company, shall be entitled to one vote, at all elections of the said company, and upon all questions which may be brought before, or submitted to, the stockholders of said company.

Capital stock may be increased.

Conversion of stock.

Votes.

SECTION 4. That upon the first Monday of January, after this act shall go into effect, there shall be chosen, by the stockholders, at the annual election, of which notice shall be given by publication, in two daily newspapers, of the city of Philadelphia, twice a week, for two weeks, fifteen directors, who shall immediately, upon their election, divide themselves, by lot, into three classes, of five each, of whom the first class shall continue directors for one year; the second class, for two years, and the third class, for three years, or until others are chosen in their stead, and on the first Monday of January, in every successive year, there shall be chosen five directors, and also, such others as may be required to fill any vacancies existing in the said board; which five directors shall hold their offices for three years, and until others are chosen in their stead, and the others, during the respective periods for which their predecessors had been elected; in case any director shall become incapable of acting, by death, refusal, resignation, incapacity, or any other cause, so preventing him, that may be defined by the by-laws of said company, the remaining directors may elect another stockholder in his place, for his unexpired time.

Election and classification of directors.

Vacancies.

SECTION 5. That the said board of directors shall choose, by a majority of the whole number of directors, a president, who shall continue in office for one year, and until another is elected in his stead, and be *ex-officio* a director of said company, and have, besides his other privileges, equal power, with the directors, in voting upon and determining all questions and

Election of officers.

matters relating to the said company; and said board of directors may elect one of their number vice president, who shall continue in office for one year, and until another is elected in his stead, and who shall exercise, in the absence, sickness, or inability, of the president, all the powers and duties of the president, together with such other powers and duties as may, from time to time, be prescribed and imposed upon him, by the board of directors of said company, whether by by-law, or otherwise, however; said board of directors are, also, hereby authorized and empowered to appoint agents, or officers, to effect insurances in any of the other states of the Union, or without its limits, and contracts of insurance, effected by such agents, or officers, shall be as valid and binding as if the same were effected by the said company, in the state of Pennsylvania.

Agents, appointment of, &c.

Dividends.

SECTION 6. That on the first Mondays in May and November, in each and every year, the directors shall declare, out of the profits of the company, such dividends, to the stockholders only, and not to any parties assured, as may to them appear advisable

Dividends may be withheld, in certain cases.

SECTION 7. That in case any person holding, or entitled to, a certificate for stock, and entitled to receive any dividends, on account thereof, shall be indebted to the said company, the said company shall and may withhold the said certificate, and the payment of the said dividends, until such debt, or debts, shall be thereby satisfied, or otherwise paid.

Transfers of certificates.

SECTION 8. That certificates for stock shall be transferred only upon the books of the company, in person, or by an attorney, duly constituted, under such rules and regulations as now are, or hereafter may be, prescribed by the by-laws of the company.

May re-insure.

SECTION 9. That the said company may cause themselves to be re-insured against any risk, upon which they have made, or shall make, insurance.

By-laws.

SECTION 10. That the directors shall have power to make, alter and annul by-laws, and rules for the government of the affairs of the company: *Provided*, The same be not inconsistent with the constitution and laws of this commonwealth; and they shall, also, fix the annual compensation of the president and vice president; and the directors shall, also, have the power of calling special meetings of the stockholders, or declaring, by by-law, how the same may, from time to time, be called; and the third and seventh articles, of the seventh section, of the said act of February sixth, one thousand eight hundred and four, together with so much of the remainder of said act, and the various supplements thereto, as are inconsistent with the provisions hereof, are hereby repealed: *Provided*, That nothing contained in this act shall be construed to authorize, or confer, upon said company, any banking privileges.

Proviso.

Compensation of officers.

Special meetings.

Repeal.

Prohibition.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 156.

## An Act

To enable the school directors of Jackson township, Greene county, to levy and collect a tax in one year, sufficient to pay off the bonds issued by said directors, to raise money to pay bounties to volunteers.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of any act, or acts, of assembly, as prohibits the levying and collecting of a greater tax than two per cent., in any one year, for the payment of bounties to volunteers, in Jackson township, Greene county, be and the same is hereby repealed; and the school directors of said township are hereby authorized to levy and collect, during the present year, a tax, not exceeding four per cent, to redeem the bonds issued by said directors, for the purpose of raising money to pay bounties, and now outstanding and unpaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 157.

## An Act

To raise bounty for volunteers, in Greene township, in the county Greene.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Greene township, in the county of Greene, are hereby authorized, to levy and collect a sufficient amount of tax, to pay to each volunteer six hundred dollars, to fill the quota of said township, under the late call of the

President of the United States for three hundred thousand men.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 158.

## An Act

To empower the corporation of the Ninth Presbyterian church, in the city of Philadelphia, to sell certain real estate, extending from Race street to Cherry street, west of Nineteenth street, in said city.

Authorized to  
sell certain real  
estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporation of the Ninth Presbyterian church, in the city of Philadelphia, and their successors, be and the said corporation is hereby authorized, under their corporate seal, from time to time, to sell and convey, in fee simple, upon payment of a certain sum, or sums, of money, or reserving a perpetual rent charge, subject to extinguishment, upon payment of a certain sum of money, any part, or the whole of the parts, or portion, of the burying ground of the said church, extending from Race to Cherry streets, west of Nineteenth street, in the said city of Philadelphia; and the trustees of the said Ninth Presbyterian church, in the city of Philadelphia, and their successors, shall have power, by and with the consent of a majority of the congregation of said church, in case of said trustees disposing of the above-mentioned ground, or any part thereof, on an annual rent charge, to convey the said rent, or rents, in fee simple, and to receive payment according to such conveyance, and release and extinguish the said rent, or rents, and no purchaser, or purchasers, either of the ground, or of the rent, or rents, shall be bound or required to see to the application of the said money: *Provided,* That before the sale of the said parts, or portions, of said burying grounds, or any part thereof, the dead interred in such part, or portion, thereof, proposed to be sold, and not removed by the lot-holders, or their legal representatives, shall be removed therefrom and re-interred, at the expense of said corporation, in their burying ground, in Mount Moriah cemetery, in the said city of

Proviso.



Philadelphia, and the tomb-stones belonging to the remains shall be set over the same.

SECTION 2. That in every case in which the holders, or owners, of any of the said burial lots shall, at his, or their, own cost and expense, remove therefrom the remains of the dead buried therein, and re-inter the same, in some other place of sepulture, or cemetery, the said corporation shall re-pay to each of such holders and owners the expenses of such removal and re-interment; and in respect to lots of ground, in which no interments have been made, the said corporation shall pay to each holder, or owner, thereof, a sum equal to the price originally paid for each of such lots respectively.

Expenses of removal and re-interment of remains to be repaid to owners of lots, &c.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 159.

## An Act

To authorize Everard Bierer, guardian of minor children of Henry T. Diffenderffer, deceased, to purchase real estate in Uniontown, Fayette county, in trust for his said wards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Everard Bierer, guardian of Henry C., Anne M., George A., Richard T., and John C. Diffenderffer, minors, children of Henry T. Diffenderffer, late of Uniontown, Fayette county, deceased, is hereby authorized to invest the sum of nine hundred and fifty dollars, of funds belonging to said wards, now in his hands, for the purpose of purchasing a home, in said borough, for his said wards, and their mother, Mrs. Frances Diffenderffer, in trust for his said wards.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 160.

*An Act*

To legalize the conveyance, made by the trustees of the Methodist Episcopal church, of Kittanning, of certain real estate, to Simon Truby, Jr.

WHEREAS, Alexander Colwell, and Margaret, his wife, by indenture, bearing date the twenty-ninth day of December, Anno Domini one thousand eight hundred and thirty-eight, did grant, bargain, sell and convey, unto James Scott and others, trustees of the Methodist Episcopal church, in Kittanning, Armstrong county, and to their successors in office, part of a certain out-lot, to wit: a number twenty-four in the plan of said borough, beginning at a post one hundred and fifty feet from the corner of Market and Back streets, and running along Market street eighty feet to a post, and thence across said lot, at right angles with Market street, one hundred and twenty-seven feet six inches to a post, and thence by a line parallel with Market street, westwardly, eighty feet; thence across said lot one hundred and twenty-seven feet six inches, to the place of beginning, to hold the same, under certain trusts, for the use of the members of the said congregation:

*And whereas*, It was deemed advisable, by the members of the said congregation, to sell the said lot, or parcel of ground, the same being undesirable for a place of worship:

*And whereas*, By the unanimous consent of the said congregation, the trustees thereof, to wit: D. B. Heiner, F. G. Cray, R. G. Porterfield, Hugh Flinn, Crawford Dolly and David Barclay, did sell and convey, by indenture, the said piece of ground, to Simon Truby, Jr., the said indenture bearing date the sixth day of April, Anno Domini one thousand eight hundred and sixty-two; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the conveyance, made by the trustees, last above named, of the Methodist Episcopal church of Kittanning, be and the same is hereby made valid in law, and according to the intent of the trustees of the said church, shall be held to convey the real estate, aforesaid, in fee simple, released and discharged from all and every trust charged upon the same, as contained in the aforesaid deed of indenture of Alexander Colwell, and wife, the proceeds thereof having been re-invested in other real estate, in the said borough, and charged with the same, and all the trusts mentioned in the aforesaid deed, and to be held for the use of the members of the said congregation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 161.

**An Act**

Authorizing Samuel Stock to erect a ferry, or foot bridge, over Oil creek, at, or near, Noble's well, in Cornplanter township, Venango county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Samuel Stock, his heirs and assigns, shall have the right Ferry author- and privilege, at his own expense, to make good and convenient ied. landings, on each side of Oil creek, at, or near, Noble's well, in the township of Cornplanter, in the county of Venango, to Location. use the creek, between said landings, as a public ferry, and also, the right and privilege of erecting posts, on any lands contiguous thereto, and to extend therefrom and across said stream, a chain, or wire, in order to facilitate the crossing of said stream: *Provided*, That the said chain, or wire, shall be so extended Proviso. as not to interfere with the navigation of said stream: *Provided also*, That the said Samuel Stock, his heirs and assigns, Damages, how shall pay to the owner, or owners, of such lands, on which to be assessed. the before-mentioned posts may be erected, all damages which may accrue to said owners, in consequence thereof; which damages shall be assessed by a jury of three persons, appointed by the court of quarter sessions of Venango county, and their report and proceedings shall be the same, in every respect, as in the case of opening roads, under existing laws: *And provided also*, That the said Samuel Stock, his heirs and assigns, shall have May erect a foot the right to erect a foot bridge, for the use of foot passengers, bridge, in lieu in lieu of a ferry; and in such case, all the foregoing provisions, of a ferry. in relation to obstructing navigation, and damages, shall be binding on them

*SECTION 2.* That the said Samuel Stock, and his heirs and To be kept in assigns, shall keep good boats and careful ferrymen, who shall good order, &c. constantly, as occasion may require, attend for the transporting of travelers and others, across the said stream; and in case of the erection of a foot bridge, shall keep the same in good repair, at all times.

*SECTION 3.* That the said Samuel Stock, and his heirs and Charges. assigns, shall demand and receive, from persons passing over said stream, the sum of five cents.

*SECTION 4.* That if any person, or persons, shall wilfully Penalty for in- pull down, cut, or break, or in any way destroy, any chain, juries done to rope, wire, boat, or any other property, or shall take from its boats, &c. moorings any boat, or craft, belonging to said ferry, or in any way injure the foot bridge, should one be erected, he, she, or they, so offending, shall pay, to the said Samuel Stock, his heirs and assigns, the sum of ten dollars, in addition to all damages sustained by him, to be recovered as debts of like amount are recoverable.

Prohibition.	SECTION 5. That all persons are hereby prohibited from using said creek, for the purpose of a ferry, within sixty rods either above, or below, said ferry; and any person, or persons, violating the provisions of this act, shall forfeit and pay, to the said Samuel Stock, his heirs and assigns, the sum of one dollar for each and every traveler carried over said creek, within said bounds, to be recovered as debts, of like amount, are by law recoverable: <i>Provided</i> , That nothing herein contained shall be so construed as to prevent, at any time, the erection of a bridge over said creek, for the passage of wagons, carriages, et cetera, at, or near, said ferry, or foot bridge; this charter to continue for five years.
Proviso.	
Limitation.	

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 162

## An Act

Authorizing A. A. Wilson to erect a ferry, or foot bridge, over Oil creek, at, or near, Phillip's well, on the Tarr farm, Cornplanter township, Venango county.

Ferry authorized.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That A. A. Wilson, his heirs and assigns, shall have the right and privilege, at his own expense, to make good and convenient landings on each side of Oil creek, at, or near, Phillip's well, on the Tarr farm, in the township of Cornplanter, in the county of Venango, and to use the creek between said landings, as a public ferry, and, also, the right and privilege of erecting posts on any lands contiguous thereto, and to extend therefrom and across said stream a chain, or wire, in order to facilitate the crossing of said stream: <i>Provided</i> , That the said chain, or wire, shall be so extended as not to interfere with the navigation of said stream: <i>Provided also</i> , That the said A. A. Wilson, his heirs and assigns, shall pay to the owner, or owners, of such lands, on which the before-mentioned posts may be erected, all damages which may accrue to said owners, in consequence thereof; which damages shall be assessed by a jury of three persons, appointed by the court of quarter
Location.	
Proviso	
Assessment of damages	



sessions of Venango county, and their report and proceedings shall be the same, in every respect, as in the case of opening roads, under existing laws: *And provided also*, That the said A. A. Wilson, his heirs and assigns, shall have the right to erect a foot bridge, for the use of foot passengers, in lieu of a ferry; and in such case, all the foregoing provisions, in relation to obstructing navigation, and damages, shall be binding on them. Bridge may be erected, in lieu of ferry.

SECTION 2. That the said A. A. Wilson, and his heirs and assigns, shall keep good boats and careful ferrymen, who shall constantly, as occasion may require, attend for the transporting of travelers and others, across the said stream; and in case of the erection of a foot bridge, shall keep the same in good repair, at all times. To be kept in good order, &c.

SECTION 3. That the said A. A. Wilson, and his heirs and assigns, shall demand and receive, from persons passing over said stream, either by ferry, or foot bridge, the sum of five cents. Charges.

SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way destroy any chain, rope, or wire, boat, or other property, or shall take from its moorings any boat, or craft, belonging to said ferry, or in any way injure the foot bridge, should one be erected, he, she, or they, so offending, shall pay, to the said A. A. Wilson, his heirs and assigns, the sum of ten dollars, in addition to all damages sustained by him, to be recovered as debts of like amount are recoverable. Penalty for injuries to boats, &c.

SECTION 5. That all persons are hereby prohibited from using said creek, for the purpose of a ferry, within sixty rods, either above, or below, said ferry; and any person, or persons, violating the provisions of this act, shall forfeit and pay, to the said A. A. Wilson, his heirs and assigns, the sum of one dollar, for each and every traveler carried over said creek, within said bounds, to be recovered as debts of like amount are, by law, recoverable: *Provided*, That nothing herein contained shall be so construed as to prevent, at any time, the erection of a bridge over said creek, for the passage of wagons, carriages, et cetera, at, or near, said ferry, or foot bridge. Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 163.

*An Act*

Ceding to the United States of America the right of exclusive jurisdiction over a certain piece of ground, in Mount Moriah Cemetery, near the city of Philadelphia.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Jurisdiction  
over a certain  
piece of ground  
ceded to the  
United States.

That the consent of the commonwealth of Pennsylvania is hereby granted, to the United States of America, to purchase, from the Mount Moriah Cemetery Association, of Philadelphia, and to acquire title to, all that certain lot, or piece, of ground, situate in Darby township, Delaware county, being part of Mount Moriah Cemetery, described as follows, viz: beginning at the intersection of the middle of two avenues, at the north-west corner of ground of the Wharton Street Methodist Episcopal church, which avenues communicate with the main avenue, extending through the cemetery; thence extending north sixty-eight degrees forty-eight minutes, west one hundred and seventy-six feet eight inches along the middle of one of the afore-mentioned avenues, to the middle of another avenue; thence along the middle of the same south twenty-one degrees fourteen minutes, west one hundred and nine feet nine inches, to the middle of another avenue; thence along the middle of the same north sixty-eight degrees forty minutes, west two hundred and seventy-four feet four inches, to the middle of another avenue; thence along the middle of the same south seventy-one degrees thirty-four minutes, west one hundred and forty-six feet four inches, to the middle of another avenue; thence along the middle of the same north twenty degrees forty minutes, west three hundred and sixty-seven feet two inches, to line of land of Joseph Palmer; thence along the same north sixty-one degrees, east five hundred and ninety-four feet three inches, to the middle of Cobb's creek; thence along the middle of the same north-eastwardly about four hundred and sixty feet, to a point; thence south twenty-one degrees fourteen minutes, west seven hundred and four feet six inches, to the place of beginning, containing ten acres, fifteen perches and five-tenths of a perch; and the commonwealth of Pennsylvania doth hereby cede to the United States of America, for burial, and other purposes, according to the terms of the constitution of the United States, the right to exercise exclusive legislation and jurisdiction over the said described piece of ground, with all the premises and appurtenances aforesaid: *Provided*, That nothing in this act shall prevent the service of criminal, or civil process, within the limits of the said described piece of ground.

Proviso.

SECTION 2. This act shall take effect, upon the acceptance, by the United States of America, of the title of the said described piece of ground, and to the extent of the ground to which title shall be so accepted. When this act  
to take effect.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 164.

## A Supplement

To an act to incorporate the Anthracite Coal and Iron Company, approved April eighth, one thousand eight hundred and sixty-four, authorizing them to borrow money, and increase their capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Anthracite Coal and Iron Company may increase the capital stock of the said company, to ten thousand shares, the corporation to pay into the treasury of the commonwealth, upon such increase of stock, when made, the same bonus and taxes, as in the said act is provided to be paid upon the original stock of said company; and the privilege to borrow money, granted to the said company, by section third of the said act, is extended to any sum, not exceeding five hundred thousand dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 165.

*An Act*

To incorporate the Orphans' Home of the Shepherd of the Lambs, at Bridesburg, Philadelphia.

Preamble.

WHEREAS, The Reverend Emanuel Bachringer, deceased, Reverend John Simon Kessler, D. D., deceased, Reverend John Gantenbein, Reverend John Kuelling, John Wiest, William Gross, Nicholas Wetzel, members of the German Reformed church, by the aid of sundry charitable persons, have formed an association, and established an institution, at present located in Bridesburg, in the city of Philadelphia, for the laudable and benevolent purposes of providing for orphan, friendless and destitute children, without reference to the place of their birth, or the creed of their parents, and to educate them to lead industrious, moral and religious lives, and to prepare grown up young persons as charitable teachers and overseers, for the work of educational charity :

*And whereas*, The survivors of said parties are desirous of being incorporated, for the purposes of their association; therefore,

Corporators.

Title.

Seal.

Privileges

Board of managers, duties, powers and qualifications &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said Reverend John Gantenbein, Reverend John Kuelling, John Wiest, William Gross, Nicholas Wetzel, and their associates, be and they are hereby incorporated and made a body politic, in law, by the name, style and title of the Orphans' Home of the Shepherd of the Lambs, at Bridesburg, Philadelphia, and by that, the name, style and title, shall have perpetual succession, with power to have a common seal, and the same to change at pleasure, to make contracts relative to the institution, to sue and be sued, to plead and to be impleaded, and by that name, style and title, be capable of purchasing, holding, taking and conveying any estate, real or personal, for the use of said corporation : *Provided*, That such estate shall not be applied to any other purposes than those for which this association is formed.

SECTION 2. The affairs and concerns of the said Orphans' Home of the Shepherd of the Lambs shall be conducted by a board of managers and trustees, composed of not more than seven members, the original board, consisting of the said Reverend John Gantenbein, Reverend John Kuelling, John Wiest, William Gross and Nicholas Wetzel, with power in them to elect new members of the board, to expel any members of the same, for misconduct, or neglect of duty, and to receive and act upon the resignation of any member thereof; the members of said board shall be in good regular standing, as officers, or at least as communicant male members, of the



German Reformed church, and shall be able to speak and read the German language ; the said board shall have power to appoint a superintendent of the institution, and such other officers of their board, and the corporation, as they shall deem expedient, for the well conducting, managing and transacting the business thereof, and to establish such rules and regulations as they shall judge necessary and expedient, for the due management of the said corporation, board and officers, consistent with this act : *Provided*, The same be not repugnant to the constitution of the United States and this commonwealth ; a majority of the members of the board shall constitute a quorum, for the transaction of all business of the board

*Proviso.*

*Quorum.*

SECTION 3. This corporation shall stand in auxiliary relation to the general board of directors, of the General Synod of the German Reformed church, in the United States of America, appointed by the Synod, to supervise the interest of providing christian homes for poor orphan children, to which it shall annually submit a report of its operations ; but this corporation shall, nevertheless, be under the immediate management of its own special board, in all respects, as to the particular internal affairs of said institution.

*To be auxiliary to the general board, &c.*

SECTION 4. The superintendent of the institution shall be elected by the board of managers, and hold his office, in like manner as ministers of the German Reformed church are elected by, and hold their offices under, their congregation ; he shall be a minister of the German Reformed church, if possible, and a member of the board of managers ; he must be conversant, at least, equally well with the German language, as with the English language ; he shall have supervisory authority over the institution, in every department, and shall have power to select assistants, as they are needed, in every branch of the institution, and shall have such executory power as the board of managers may confer upon him, consistent with the rights of the corporation, under this act.

*Election and qualifications of superintendent.*

*His powers.*

SECTION 5. That it shall and may be lawful for the said board of managers, in their discretion, to take under their guardianship all children who may be placed under their care and management, in either of the following modes : children who shall be voluntarily surrendered by their father, or, in case of his death, or absence, by their mother, or by their guardian, or by the directors, or overseers of the poor, of any borough, city, town, or county, of the United States, or by the next friend of destitute orphan children, in case they shall have no surviving parent, or guardian.

*Mode of receiving children.*

SECTION 6. That the said managers shall have the guardianship of the said children, so placed under their care and management, during their minority, shall cause them to be educated and instructed, in a proper manner, and may, when in their discretion, it shall appear proper, bind the said children, with their consent, as apprentices, during their minority, to such persons, residing in, or out of, this commonwealth, to learn such trades and employments, as, in the judgment of the said managers, will be most conducive to the benefit and advantage of said children : *Provided*, That the charge and power of said managers, over and upon the said children, shall

*Charge and powers of managers over children, relative to.*

*Proviso.*

not, in the case of females, extend beyond the age of eighteen years, or the said managers may, in their discretion, return the said children to their parents, or surviving parent, or guardians.

Any person, church, or school, contributing a certain amount, may nominate and send one child into the institution.

SECTION 7 That any contributor, who has already, or shall hereafter subscribe the sum of one thousand dollars, at a single benefaction, on payment of the same, into the treasury, shall have the right to nominate and send one child into the institution, according to this act, which child shall fall within and comply with the rules which may be established, for the government of the children of the institution; and the same rights and privileges shall be conferred to any church, school, or benevolent society, which shall make an annual contribution, for the benefit of this institution, amounting to the sum of one hundred dollars, or which shall pay one thousand dollars, in one donation, for the benefit of the institution.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 166.

## An Act

To amend an act, entitled "An Act to incorporate the city of Philadelphia," approved February second, one thousand eight hundred and fifty-four, so far as relates to the board of school controllers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Controllers to establish a system of examination of teachers.

That the controllers of the public schools, of the First school district of Pennsylvania, shall establish a system for the examination of the qualifications of all persons, who may desire to become teachers, in the public schools of said district, the said examinations to be held at such times and places, and under such system, rules and regulations, as the said controllers shall, from time to time, adopt.

SECTION 2. No person shall, from and after the passage of this act, be elected to the position of teacher, in any of the public schools of said district, by any of the sectional boards of school directors, within the same, unless such person shall

have been found duly qualified for the position to which he, or she, shall have been elected, nor unless he, or she, shall have received a certificate of qualification, duly issued by the authority of said controllers, after his, or her, examination, provided for in the first section of this act: *Provided*, The exclusive right of the several sectional boards of school directors, within said district, to elect the teachers of their respective sections, shall be and remain unimpaired, except in so far as the same is qualified by this act.

Teachers, hereafter elected, required to have a certificate of qualification.

Proviso.

SECTION 3. It shall be the duty of the several sectional boards of school directors, within said district, to certify to the said controllers, within thirty days from the passage of this act, a complete list of the names and grade of all teachers, in the respective sections, who had been duly elected as such, prior to the passage of this act; which said list shall be, within sixty days from the passage of this act, duly certified by said controllers, under their common and corporate seal, to the controller of the city of Philadelphia.

Directors to certify, to controllers, names and grade of teachers, heretofore elected, and by them to be certified to city controller.

SECTION 4. It shall be the duty of the directors of the public schools, of the several sections, in like manner, from time to time, to certify to the controllers of the public schools of said district, the names and grade of all persons, qualified as aforesaid, who shall hereafter be elected to the position of teacher, in the said district; which said names and grade shall also be certified, by said controllers, to the said city controller.

Directors to certify names and grade of teachers, hereafter elected, &c.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 167.

## An Act

To increase the pay of jurors, and so forth, in the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the pay of jurors, officers of election, assessors, county commissioners, county auditors, supervisors, and township auditors, in the county of Luzerne, be and is hereby increased

the sum of fifty cents per day, in addition to the sum now allowed by law.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 168.

## An Act

To authorize the examination and settlement of the claim of Mrs. S. Richards Boyle, administratrix of Major John A. Boyle, of the One Hundred and Eleventh regiment, Pennsylvania volunteers, who was killed in battle, October twenty-ninth, one thousand eight hundred and sixty-three.

WHEREAS, The said Major John A. Boyle obtained authority from His Excellency, Governor Curtin, in October, one thousand eight hundred and sixty-one, to recruit a company, and proceeded to do so, in the counties of Elk and M'Kean, and on the nineteenth of December, with a company of sixty men, joined the One Hundred and Eleventh regiment, at Camp Reed, at Erie; he became adjutant of the regiment, and was taken prisoner, at the battle of Cedar Mountain, on the ninth of August, one thousand eight hundred and sixty-two, and his papers and other effects, including vouchers for subsistence, transportation, and incidental expenses, were placed, by his son, on board the government train, then in retreat towards Washington, under General Pope; these trains were burned, and his papers and vouchers destroyed; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of military claims shall, after the claim is made out, from the best evidence in the power of the widow and executors to give, and shall examine the same, and allow what, in their judgment, may seem proper.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 169.

**An Act**

To increase the compensation of the county commissioners, county auditors, and jurors, of Pike county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the county commissioners and county auditors, of Pike county, shall hereafter, and from January first, one thousand eight hundred and sixty-five, respectively, receive, out of the treasury of said county, the sum of three dollars for each day they shall each actually and necessarily attend to the duties of their respective offices: *Provided,* The pay, as aforesaid, allowed to each commissioner, shall not exceed one hundred days, and the pay, as aforesaid, allowed to each auditor, shall not exceed eight days; and for all time, as aforesaid, spent by said commissioners, over one hundred days, or by said auditors, over eight days, they shall receive, therefor, the compensation now allowed by law, and no greater: *And also provided,* Said commissioners shall, on, or before, the first Monday of January, in each and every year, make and submit to the county auditors, a detailed statement of each and every day, by them, respectively, so spent, in the performance of their duties, giving the dates thereof, during the preceding year, with an affidavit thereto, that the same is just, true and correct; and said auditors, so soon as they shall have performed their duties for said year, shall make a like statement, with an affidavit thereto, as aforesaid, and both shall be filed, and entered of record, in the commissioners' office of said county; and any omission of said commissioners, or auditors, or either of them, to make and file said statement, as aforesaid, shall subject each and every of them, so omitting, to a penalty of fifty dollars, under the laws of this commonwealth, one-half thereof to the use of the informer, and the other half for the use of said county.

Compensation of commissioners and auditors.

Proviso.

Proviso.

**SECTION 2.** That the compensation of jurors, of said county, from and after the date hereof, shall be one dollar and fifty cents per diem, together with the mileage now allowed by law.

Pay of jurors.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 170.

*An Act*

Relative to the purchase of a law library, in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Fines forfeited,  
recognizances,  
&c., to be paid  
to a committee,  
for the purchase  
of a law library.

That all fines imposed by the courts of the county of Butler, and all forfeited recognizances, also, all fines imposed by justices of the peace, in and for said county, which, under existing laws, are not payable to the commonwealth, for its use, are hereby directed to be paid to the committee, hereinafter named, for the purchase of a law library, to be kept in, or near, the court house of said county, for the use of the citizens of said county.

How money to  
be expended.

SECTION 2. The money, thus arising, shall be expended for said use, from time to time, under the direction of a committee of the members of the bar, of said county, to be appointed by the president judge of said court.

Rules for gov-  
ernment of li-  
brary.

SECTION 3. The said committee shall have power, from time to time, to adopt such rules and regulations, for the use and government of said library, as may be expedient, and consistent with the proper care and preservation of the same.

Repeal.

SECTION 4. All laws, inconsistent herewith, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 171.

*An Act*

Establishing the Fite's Eddy ferry.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That a public ferry, to be known as the Fite's Eddy ferry, is hereby established across the Susquehanna river, from the upper corner of land of Felix Sweigart, where said land adjoins land of John Long, on east side of said river, in Lancaster county; thence down east side of said river, to the lower corner of said Felix Sweigart's land, where it adjoins land, late of William A. Brown, deceased; thence westward, across said river, to a point on the York county shore, directly opposite said corner of Brown and Sweigart's lands; thence up the western, or York county, shore of said river, to the upper abutment of the Muddy creek dam; thence across said river, eastward, in a straight line, to the place of beginning.

SECTION 2. That Felix Sweigart, his heirs and assigns, shall own, establish and have exclusive right to use the said ferry, and keep the same in good order and repair, and furnish all needful facilities for crossing said river, and receive, as tolls, such amounts as are customary, and by law allowed; the said owner to be subject to all the general laws of this commonwealth, regulating ferries. To be kept in good order, &c.

SECTION 3. That all other persons are hereby prohibited from using said river, for the purposes of a ferry, within the limits allowed said Felix Sweigart, in the first section of this act. Prohibition.

SECTION 4. That said Felix Sweigart, his heirs, or assigns, shall be and are hereby authorized to sue for and recover, before any alderman, or justice of the peace, in the counties of Lancaster and York, any sum, not exceeding five dollars, for each and every violation of the privileges to him granted, in this act, from any person, or persons, ferrying within the limits herein mentioned. Penalty for violation of privileges granted.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.

No. 172.

## An Act

To incorporate the Homeopathic Medical College of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John M. Kennedy, John P. Brock, Alfred Potter, Nic- Corporators.

	colas E. Thomson, Henry Horner, Henry E. Keene, George Burnham, Samuel Anderson, Joseph Grubb, Amos B. Keith, D. C. Madeira, Rodman Morgan, William Colder and S. T. Charlton, and their associates and successors, be and they are hereby created and erected into a body politic and corporate, in fact and in law, by the name, style and title of the Homeopathic Medical College of Pennsylvania, to be located in the city of Philadelphia, and by that name, shall have perpetual successions, shall be able to sue and liable to be sued, shall have a common seal, shall be capable, in law or equity, to take, purchase and hold, and grant and convey, lands, tenements, moneys, goods, chattels and effects; shall have power and authority to make all by-laws necessary, or proper, for the government and uses of a medical college, and for the government of the hospital, hereinafter mentioned, not contrary to the constitution and laws of the United States, and of this commonwealth, and shall have full power to do all and every other matter and thing, for the purposes of this act, which any corporation, or body politic, may, or can, do: <i>Provided</i> , That the said corporation shall not hold more real estate than may be necessary and proper for the uses, benefit and support of a medical college, and the hospital, hereinafter authorized to be, by said corporation, erected, or provided and established.
Title.	
Privileges.	
Limitation.	
Officers.	SECTION 2. That said corporation shall have power to elect a president, secretary and treasurer, and all officers necessary for the administration thereof, and to enact by-laws, for the government, admission and expulsion, of members and pupils.
Capital stock.	SECTION 3. That the capital stock of the said corporation shall consist of sixty thousand dollars, to be divided into three thousand shares, of twenty dollars each; and the said corporation shall have authority to borrow money, not exceeding in amount, at any time, fifty thousand dollars, to be secured by bonds and mortgages of the real estate of the corporation.
May borrow money.	
Authorized to confer degrees	SECTION 4. Said college shall have power to grant the degree of Doctor of Medicine, and especially of homeopathic medicine, to any such person as shall have attended two courses of medical lectures, and completed a course of study, and possess the qualifications, usually required, of candidates for the degree of Doctor of Medicine, in other medical colleges in this state, and also, a knowledge of homeopathy.
How money borrowed to be expended.	SECTION 5. Said corporation shall have full power and authority to raise, by loan, or otherwise, a sum, not exceeding fifty thousand dollars, and to expend the same in the purchase of a lot, or lots, of ground, in said city, and the erection thereon of a suitable building for a hospital, or to purchase, or rent, such building, for said hospital; and the said hospital shall be under the government of the said medical college.
May receive appropriations, donations, &c.	SECTION 6. That said corporation shall have power to receive and hold appropriations, donations, or legacies, either by grant, gift, devise, or otherwise, either for the use and benefit of the medical college, or hospital: <i>Provided</i> , That when such appropriations, donations, or legacies, shall be specifically granted, or given, for the use and benefit of the college, or for the hospital, the corporation shall use, or apply, the same for
Proviso.	



the object, or institution, named in such grant, or gift, or devise.

SECTION 7. The said corporators, named in the first section of this act, or a majority of them, are hereby authorized to meet, on a day to be designated by them, at a convenient place, in the city of Philadelphia, for the purpose of choosing a president, secretary, treasurer, and seven trustees, who shall hold their offices until the day fixed for the next annual election; and in case of failure to elect, on that day, they shall hold over, until an election shall take place, provided an election be held within three months thereafter; and that the annual elections, and other meetings of the corporation, shall be held at such times and place, and on such notice, as may be prescribed by the by-laws: *Provided*, That in the election of all officers, each share of stock shall be entitled to one vote. Organization.  
Elections and meetings.  
Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 173.

## An Act

To authorize the school directors of the borough of Sharon, in Mercer county, to borrow money, to erect a public school house, in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Sharon, in the county of Mercer, be and they are hereby authorized to borrow any sum of money, not exceeding eight thousand dollars, for the erection of a public school house, in said borough, and to give bonds for the same, bearing interest of six per centum per annum, to be signed by the president, and attested by the secretary of the board of school directors of said borough. Authorized to borrow money.

SECTION 2. That the school directors, of the said borough, are hereby authorized and empowered to appropriate and use, towards the erection of a public school house, in said borough, any portion of the money, raised by taxation, in said How to be appropriated.

Proviso.

school district, for educational purposes, as they, in their judgment, shall deem most expedient: *Provided*, That the schools in said district be kept open, at least, the minimum number of months required by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 174.

## An Act

To authorize the school directors of Wayne township, Greene county, to lay an additional tax to pay bounties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Wayne township, Greene county, be and they are hereby authorized to levy a tax of not exceeding four per centum, in any one year, instead of two per centum, as now allowed by law, to pay bounties to volunteers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 175.

## An Act

Relative to the payment of bounties, in the borough of Allentown, Lehigh county.

WHEREAS, At a meeting of the burgess and town council of the borough of Allentown, in the county of Lehigh, in the state of Pennsylvania, held January ninth, Anno Domini one thousand eight hundred and sixty-five, it was resolved that each and every person enrolled and liable to draft, in said borough, who would contribute the sum of fifteen dollars to the bounty fund of said borough, on or before the twentieth day of January, Anno Domini one thousand eight hundred and sixty-five, should, in the event of his being drafted and entering the service of the United States as a soldier, under the present call of the President of the United States, for three hundred thousand volunteers, be entitled to the borough bounty of three hundred dollars; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council, of the borough of Allentown, are hereby authorized to pay a bounty of three hundred dollars to such persons that may be drafted, and enter the service of the United States, under the present call of the President of the United States, for three hundred thousand men, as have contributed the sum of fifteen dollars to the bounty fund of said borough, agreeably to an ordinance passed by the burgess and town council of said borough, on the ninth day of January, Anno Domini one thousand eight hundred and sixty-five; and the acts of the said, the burgess and town council of the borough of Allentown, be and the same are hereby legalized and made valid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 176.

*A Further Supplement*

To an act incorporating the town of Marietta, in the county of Lancaster, into a borough, to authorize said borough to increase its indebtedness.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the indebtedness of the said borough of Marietta, for all other purposes than the furnishing of volunteers, to fill the quota of said borough, under any requisition of the President of the United States, shall not, at any time, exceed the sum of thirty thousand dollars, nor shall the indebtedness, incurred in any one year, except for the payment of bounties to volunteers, as aforesaid, exceed the sum of six thousand dollars; all acts, or supplements to acts, relating to said borough of Marietta, that are inconsistent with this act, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 177.

*A Supplement*

To an act to incorporate the Youghiogheny Shaft Company, approved the third day of May, Anno Domini one thousand eight hundred and sixty-four, authorizing an increase of its capital stock, and changing the par value thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the fifth section of an act to incorporate the Youghiogheny Shaft Company, approved the third day of May, Anno Domini one thousand eight hundred and sixty-four, as fixes the value of the shares of stock, and limits the

Repeal of section limiting capital stock.



number of shares of the capital stock to four thousand, is hereby repealed.

SECTION 2. That the capital stock of said company shall be three hundred thousand dollars, which shall be divided into shares, of five dollars each, and the directors shall have power to increase the same, from time to time, as they may deem expedient, to any amount, not exceeding five hundred thousand dollars: *Provided*, That upon all increases of capital stock, the said company shall pay, into the state treasury, a bonus of one-half of one per centum, in four equal annual payments

Increase authorized.

Bonus to state.

SECTION 3. That the shares of capital stock, already issued, under the act to which this is a supplement, shall each be equivalent to ten shares, authorized by this supplement, and may be cancelled, and new certificates issued therefor.

Shares, heretofore issued, may be cancelled.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 178.

## An Act

To authorize the road commissioners of Sugar Grove, Warren county, to levy additional road tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the road commissioners of the township of Sugar Grove, in the county of Warren, shall have power to levy a road tax, of any amount, not exceeding two cents on each dollar, of the assessed valuation of the property of said township, now liable to taxation for road purposes; and they shall, also, have power to cause the tax of persons owning property in any one, or more sub-districts, of said township, to be worked, or paid, in any other sub-district, every alternate year.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 179.

*An Act*

To authorize the school directors of East Brunswick township, and the auditors of West Penn township, Schuylkill county, to levy a tax for the purpose of paying bounties.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the school directors of East Brunswick township, and the auditors of West Penn township, Schuylkill county, be and they are hereby authorized to levy a capitation tax, not exceeding twenty dollars, upon each citizen of said township, liable to the draft, for the purpose of filling the quota of said townships.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 180.

*An Act*

To exempt the county of Potter from a restriction, contained in the fourth section of an act relating to bounties, approved August twenty-fifth, one thousand eight hundred and sixty-four.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the resolution, contained in the fourth section of the act of twenty-fifth August, Anno Domini, one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four," be and the same is repealed, so far as it relates to the authority of the county commissioners, and

the burgess and town council of the borough of Coudersport, in the county of Potter.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 181.

## A Supplement

To an act, explanatory of an act, approved August nineteenth, one thousand eight hundred and sixty-four, in relation to the payment of bounties, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, approved August nineteenth, one thousand eight hundred and sixty-four, relating to the payment of bounties, in the county of Berks, shall be deemed and held to apply to the existing requisition of the President of the United States, for three hundred thousand men, or to any future requisition, to be made by the President of the United States. Provisions of former act extended.

SECTION 2. That it shall and may be lawful for the school directors, or supervisors, of the several boroughs and townships of said county, to levy and collect a *per capita* tax, not exceeding twenty-five dollars, on each male inhabitant of said boroughs and townships, between the ages of twenty-one and forty-five years, who is liable to do military duty, for the purpose of raising the bounty authorized by the said act, of August nineteenth, one thousand eight hundred and sixty-four: *Provided*, Said bounty shall, in no case, exceed the sum of three hundred dollars. School directors and supervisors authorized to levy a *per capita* tax. Proviso.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 182.

**A Supplement**

To an act to lay out a State road, in Schuylkill and Lebanon counties, approved May third, one thousand eight hundred and sixty-four.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Time for depositing copies of drafts extended

That the time, in which the commissioners, by the third section of said act, are required to deposit copies of drafts, et cetera, in the office of the clerk of the quarter sessions, in the respective counties, through which the said road may pass, be extended to the first day of August, one thousand eight hundred and sixty-five.

Compensation of commissioners, chain carriers, &c.

*SECTION 2.* That the commissioners be allowed a compensation of one dollar per day, for two chain carriers, four dollars per day, for one surveyor, and two dollars each, per day, for themselves, for every day necessarily employed by them in the discharge of their duties; which expenses shall be paid by the treasurers of said counties, upon the rendition of the accounts of said commissioners, in proportion to the time employed in each county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 183.

**An Act**

Authorizing the board of school directors of Leacock township, Lancaster county, to levy an additional bounty tax.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the bounty taxes authorized to be levied and collected, under and by virtue of an act relating to the



payment of bounties to volunteers, approved March twenty-fifth, one thousand eight hundred and sixty-four, and the several supplements thereto, the board of school directors of Leacock township, Lancaster county, are hereby authorized to levy and collect an additional bounty tax, not exceeding the rate of one per centum on the last adjusted valuation of said township, including a *per capita* tax, not exceeding ten dollars, on each male inhabitant between the ages of twenty-one and forty-five years, liable to military duty, sufficient to repay all bonds, notes, certificates of indebtedness, or advancements made, with the understanding that the same should be refunded, to enable the said board of school directors to pay bounties to those volunteers, who have credited themselves to the quota of said district, under the call of the President of the United States, for five hundred thousand men, in July last, in excess of the amount authorized to be paid said volunteers, by the act approved, as aforesaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 184.

## An Act

To reduce the width of North street, in the borough of Phoenixville, in Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the burgess and town council of the borough of Phoenixville be and they are hereby required, that when they open North street, in the borough aforesaid, it shall be opened to the width of twenty-four feet, instead of thirty-three feet, as now ordained and laid out.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 185.

**An Act**

Authorizing the commissioners of Delaware county to exchange certain lands.

WHEREAS, The county of Delaware and Edward A. Price are, respectively, the owners of adjoining lands, on Second street, between North avenue and Orange street, in the borough of Media, in said county :

*And whereas,* It is to the mutual advantage of the said owners, that an exchange of a portion of said lands be had between them ; therefore,-

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Delaware county, or a majority of them, are hereby authorized and empowered to make such exchanges of said lands, with the said Edward A. Price, as they shall deem right and proper, and to make, execute and deliver to, and receive from, the said Edward A. Price, such deeds, or conveyances, in fee simple, for the lands so exchanged, as the said parties may deem necessary to carry out the purpose of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 186.

**An Act**

To incorporate the Tionesta Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* Commissioners. That Hamilton Stowe, John G. Carpenter, John A. Dale, William M'Kinley, William M. Richardson, John Moody,

C. Curtiss, L. Ney Braynard, Huntingdon May and James Gordon, of Venango county, or a majority of them, be and they are hereby appointed commissioners, to open books, receive subscriptions and organize a company, by the name, style and title of the Tionesta Bridge Company, with a capital stock of forty thousand dollars, to be divided into shares of not less than ten dollars each, and power to increase the same to such an amount as may be necessary to complete the bridge, hereby authorized to be built, by a vote of a majority of the stockholders present, at a meeting specially called for that purpose.

SECTION 2. That said company are hereby authorized and empowered to build and erect a single, or double track bridge, across the Allegheny river, at, or near, the borough of Tionesta, in Venango county, and shall be subject to all the restrictions, and vested with all the rights, powers and privileges enumerated in an act, entitled "An Act regulating bridge companies," approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, and the several supplements thereto, except so far as it and they are altered, or supplied, by this act.

SECTION 3. That when a good and complete bridge shall have been erected over the Allegheny river, at the point designated in this act, the said company may demand and receive toll from travelers, and others, crossing the same, not exceeding the following rates, viz: for each person a foot, two cents; for each person and horse, ten cents; for each one horse carriage, wagon, or sleigh, fifteen cents; for each two horse carriage, wagon, or sled, twenty-five cents, and for each additional horse, attached to the same, five cents; for each yoke of oxen, without vehicle, ten cents; for each head of horned, or muly cattle, three cents; for each head of sheep, or swine, one cent, and for all other things, not enumerated in this list, the amount received by other bridges, of like character, across said stream, in Venango county: *Provided*, That said bridge shall be so constructed as not to obstruct the navigation of said stream, more than other structures, of like character, on said river, now do: *And provided further*, That all acts of assembly, inconsistent with the provisions of this act, be and they are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 187.

**A Supplement**

To an act to incorporate the Humboldt Petroleum Works, approved August tenth, one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Name changed.

That the corporation created in and by the first section of the act, to which this is a supplement, shall hereafter be known by the name of the Humboldt Mining and Refining Company, and it is hereby authorized, in addition to the rights and privileges conferred by said act, to refine and manufacture oils, dyes and other products of crude petroleum, and to deal and traffic in the same, and to acquire, hold and convey such additional quantity of land as their business may require, not exceeding one thousand acres, in this state.

Additional privileges granted.

Trustees to be elected.

**SECTION 2.** In the place of the persons named as the first board of trustees, in the third section of the act, to which this is a supplement, seven persons shall be elected as such trustees, by a majority of the persons who shall have subscribed for the first five hundred shares of the capital stock of this company, each share, so subscribed, being entitled to one vote.

Votes.

Capital stock may be increased.

Proviso.

**SECTION 3.** Such board of trustees, when so elected, may increase the capital stock of this company to such sum as they, or a majority of them, may deem necessary for the business of said company: *Provided,* That the amount of capital stock, in the aggregate, shall not exceed two million five hundred thousand dollars; and the same, as well as the capital stock already authorized by the second section of the act, to which this is a supplement, shall be divided into shares, of not less than ten dollars each.

Subscriptions to stock.

**SECTION 4.** The trustees are authorized to receive subscriptions to said stock, in real, or personal, estate, appropriate to the business of the company, or to purchase the same, and issue stock in payment therefor; and all stock issued on such subscriptions, or purchased, shall be declared and taken to be full stock, not liable to any further calls.

Location of principal office.

**SECTION 5.** It shall be lawful for said company to have its principal office, for the election of officers, and the transaction of its general business, in such place as may be fixed by the by-laws of the said company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 188.

**A Supplement**

To an act incorporating the Central Coal Company, approved April tenth,  
Anno Domini one thousand eight hundred and fifty-one.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the said Central Coal Company shall have the right to construct a railroad, not to exceed six miles in length, to connect their coal mines and works with the Lehigh and Luzerne, Hazleton, or Beaver Meadow, railroads, at such points as may be desirable. Construction of railroad authorized.

**SECTION 2.** That the said Central Coal Company are hereby authorized to issue bonds, of their said company, not to exceed five hundred thousand dollars, for the purpose of building their said railroad, at a rate of interest not to exceed that allowed in their original act of incorporation. May issue bonds.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**

Speaker of the Senate.

**APPROVED**—The eighteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

**A. G. CURTIN.**

No. 189.

**An Act**

Granting a pension to William Keller.

**WHEREAS**, William Keller, a private of company I, commanded by Captain F. T. Boas, in the Twentieth regiment of Pennsylvania militia, commanded by Colonel W. B. Thomas, called out by the proclamation of the governor, dated the tenth day of September, one thousand eight hundred and sixty-two, while with his company and regiment, on the railroad train from Green Castle to Harrisburg, in consequence of a collision of cars his right collar bone was broken, and was severely injured in his left breast, his breast is caved in, which cripples

him for life, and renders him unfit to perform manual labor ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby directed to place the name of the said William Keller on the list of pensions, at the rate of eight dollars per month, commencing from the date of his discharge, to wit: the twenty-sixth day of September, Anno Domini one thousand eight hundred and sixty-two, to continue for and during his natural life.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-fourth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 190.

## A Supplement

To an act for the protection of sheep and taxing of dogs, in the county of Blair, approved twenty-first day of March, one thousand eight hundred and fifty-nine.

**WHEREAS,** An act for the protection of sheep and taxing of dogs, in the county of Blair, was passed twentieth of May, one thousand eight hundred and fifty-seven, which was repealed, as to some boroughs and townships, in said county, by a supplement to an act for the protection of sheep and taxing of dogs, in the county of Blair, passed sixteenth of April, one thousand eight hundred and fifty-eight, before said townships and boroughs had paid any tax under the same, and was repealed, as to the remaining townships, when they had paid one year's tax, by the act to which this is a supplement ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Blair county are hereby authorized to pay, to the school boards of the respective townships which have paid a dog tax, the balances remaining in the county treasury, after deducting the damages and expenses

of collection paid by them, according to the true intent and meaning of the original act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

No. 191.

## An Act

Relating to the military, or commutation taxes, in the county of Snyder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the military, or commutation tax, prescribed by the act of the twenty-first April, Anno Domini one thousand eight hundred and fifty-eight, be and the same is hereby repealed, so far as the county of Snyder is concerned.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 192.

## A Supplement

To the act, entitled "An Act to authorize the payment of bounties to volunteers, in the county of Tioga," approved the twenty-fifth day of August, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the supervisors of Rutland township, in the county of Tioga, are hereby authorized to pay any sum, not exceeding five hundred dollars each, to volunteers, or persons, putting substitutes, to be credited to said township, to fill their quotas, in the present call of the President, instead of three hundred dollars, as contained in the first section of the act to which this is a supplement; and for three years' men, said supervisors are hereby authorized to pay any sum, not exceeding six hundred dollars, for each man credited to said township, for three years: *Provided*, That the acts and contracts of said supervisors, in filling the last quota, in said township, are hereby legalized and made valid.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 193.

## An Act

Entitled "An Act enabling the burgess and town council of the borough of Tarentum to levy and collect a tax for the payment and refunding of certain debts, in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Tarentum, Allegheny county, is hereby empowered and authorized to assess, levy and collect, by taxation, sufficient money to re-pay all debts and liabilities of moneys subscribed, or borrowed, in said borough, for bounty purposes, to fill the quota of said borough, in the several drafts of July, Anno Domini one thousand eight hundred and sixty-four, and of February, Anno Domini one thousand eight hundred and sixty-five, and also, to meet the payment of all bonds, issued and authorized by the burgess and town council, to procure volunteers to fill said quotas; said moneys, when collected, to be used in payment of such persons, who may have advanced, or have subscribed and paid, to the bounty fund, in said borough, and to persons holding said bonds.

SECTION 2. That the burgess and town council of said borough are hereby empowered and authorized to levy and col-

Taxation for  
bounty pur-  
poses author-  
ized.

How money to  
be appropriated



lect sufficient taxes to meet the whole amount of said subscription, loans and bonds, in one year, with the privilege of levying and collecting the same, within two years, should they deem it necessary.

Taxes may be levied and collected, within one year.

SECTION 3. That the said burgess and town council are empowered and authorized to levy and collect a *per capita* tax, not exceeding fifteen dollars, to each taxable, in addition to the property and other taxation, in said borough, and they are hereby empowered to exonerate disabled soldiers, and those having served for three years, and wives of soldiers, in the service, and all indigent persons, from the payment of said tax; and that the aforesaid taxes shall be levied and collected as all state and county taxes are levied and collected.

*Per capita* tax authorized.

Exemptions.

How tax to be levied and collected.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 194.

## An Act

To increase the pay of jurors and witnesses, in the county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the pay of jurors, in the county of Northumberland, who reside more than one mile from the county seat, shall be one dollar and fifty cents per day, for each and every day they shall be employed in said capacity; and that the pay of witnesses, who reside more than one mile from the county seat, shall be one dollar per day, for each and every day they shall be employed as such; and that all former acts, or parts of acts, inconsistent with this, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 195.

**An Act**

Relating to bounties to volunteers and drafted men, in Huntingdon township, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That A. M. Watson, John Carman and Joseph Boston, of Huntingdon township, Luzerne county, or any two of them, are hereby authorized to assess and collect, from each man, in said township, who is liable to draft, a *per capita* tax of twenty-five dollars; and in addition to said *per capita* tax, they shall have the power to levy, assess and collect, in the manner and form used for the collection of state and county taxes, a sum, in addition to the said *per capita* tax, sufficient to pay to each volunteer, who shall be credited to the said township, a sum not exceeding three hundred dollars, and to each man who shall be drafted from said township, and enter the military service of the United States, the sum of three hundred dollars, and to each enrolled man, in said township, who is liable to draft, who shall procure and have mustered into the service, as aforesaid, a suitable substitute, who shall be credited to said township, and shall pay to his said substitute the full amount as between them agreed upon, the sum of three hundred dollars.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

No. 196.

**An Act**

To authorize the school directors of Susquehanna township, in the county of Dauphin, to levy and collect a tax for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of Susquehanna township, in the county of Dauphin, be and they are hereby authorized to levy and collect a tax, not exceeding the sum of three hundred dollars for each volunteer and substitute, required to fill the quota, or quotas, of said township, to exempt it from such draft, or drafts as may be made by the United States authorities, for and during the year Anno Domini eighteen hundred and sixty-five: *Provided*, That if said township will be unable to fill its quota by volunteering, before the time, or times fixed for said approaching draft, then each man drafted from said township, who shall enter the service, or furnish a substitute, shall be allowed and paid, by the school directors of said township, the sum of three hundred dollars: *And provided further*, That the said school directors shall notify the tax-payers of said township, to pay their respective taxes to the treasurer of said board of school directors, and such tax payers, who fail to pay their said bounty tax to the treasurer aforesaid, within thirty days after such notice, then an additional sum of two per centum upon the tax of each derelict tax-payer shall be imposed, by said directors, as a full compensation for the collection of the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 197.

## An Act

To repeal an act, approved the tenth of February, eighteen hundred and sixty-five, entitled "An Act to repeal an act to provide for the payment of bounties to volunteers, in the county of Butler, and its supplements, so far as the same relates to the townships of Butler and Centre, in said county," so far as the same relates to Centre township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the act, approved the tenth of February, eighteen hundred and sixty-five, entitled "An Act to repeal an act to provide for the payment of bounties to volunteers, in the county

of Butler, and its supplements, so far as the same relates to the townships of Butler and Centre, in said county," be and the same is hereby repealed, so far as relates to the township of Centre.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED — The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 198.

## An Act

To increase the pay of jurors and witnesses, in Northampton county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Pay of jurors.

That from and after the passage of this act, the jurors serving in the several courts of the county of Northampton shall be entitled to receive one dollar and seventy-five cents per day, with mileage, as now directed by law.

Witnesses.

SECTION 2. That the witnesses, attending the several courts of said county, shall each be entitled to receive one dollar and twenty-five cents per day; and the witnesses, appearing before a justice of the peace, shall be entitled to receive seventy-five cents per day, with mileage, in all cases, as now directed by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED — The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 199.

*An Act*

To extend an act, approved March eighteenth, Anno Domini one thousand eight hundred and sixty-four, for Wyoming county, to the county of Bradford, relating to the appointment of bridge reviewers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, approved the eighteenth day of March, Anno Domini eighteen hundred and sixty-four, entitled "An Act to authorize the appointment of bridge viewers, in the county of Wyoming," be and the same is hereby extended to the county of Bradford.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 200.

*An Act*

To incorporate the White Haven Water Company, and to authorize the burgess and town council of the borough of White Haven to sell and convey the water works of said borough to said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel Wallace, Aaron Whittaker, John Brown, S. W. Trimmer, Samuel Hunter, A. F. Peters, Albine Bryan, Charles L. Keck, Theodore Smith, John R. Crellen, Moses Drumheller, Albert Feist and Isaac Ripple, be and they are hereby appointed commissioners, and they, or a majority of them, are hereby authorized to carry into effect the establishment of a water company, to be in, or near, the borough of White Haven, in the county of Luzerne, under the name, style and title

Title.	of the White Haven Water Company, with a capital of twenty-five thousand dollars, and the right to issue coupon, or registered bonds, to the amount of fifteen thousand dollars, at a rate of interest not to exceed seven per centum, per annum, to be paid semi-annually; to be organized, managed and governed, as provided by an act to provide for the incorporation of gas and water companies, approved March eleventh, Anno Domini one thousand eight hundred and fifty-seven, and subject to all provisions and restrictions not supplied by this act, together with all the rights and privileges in said act, or any supplement thereto: <i>Provided</i> , That the said company shall not charge any private family more than ten dollars per annum for water, or the use thereof.
Capital.	
May issue bonds.	
Subject to.	
Proviso.	
Authorized to convey springs or streams.	SECTION 2. That the company may convey any springs, or streams, of water, according to the conditions contained in section eleven of the act incorporating gas and water companies.
Council may contract for use of water and subscribe to stock.	SECTION 3. That it shall be lawful for the said town council of the borough of White Haven to contract with said company for the use of water, for public purposes; and said town council may aid, in subscription, to the capital stock thereof, not exceeding one thousand dollars.
Company to purchase water property, &c., from council.	SECTION 4. That the said company shall purchase, from the burgess and town council, of the said borough of White Haven, all their water property and improvements, at such a price as shall be set upon the same, by three disinterested persons, to be chosen, viz: the town council shall choose one, and the said commissioners, one, and the two, thus chosen, shall select the third person, whose decision, or a majority of them, shall be final and conclusive; and the said burgess and town council are hereby empowered, and it shall be lawful for them, to make sale and title of the same to the said company, together with the right to lay pipe, for the conveyance of water, in all streets, cross streets, courts and alleys, subject to such restrictions as the said burgess and town council shall deem prudent for the interest of said borough.
How price to be fixed.	

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 201.

*A Supplement*

To an act to incorporate the Independent Red Men Hall Association, of Philadelphia, approved February seventh, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Independent Red Men Hall Association, of Philadelphia, be and it is hereby authorized to increase its capital stock, to an amount not exceeding one hundred and fifty thousand dollars.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 202.

*An Act*

To prevent the killing of deer, in the county of Forest.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That on and after the passage of this act, it shall not be lawful for any person, or persons, other than actual citizens, to hunt, or kill, any deer, in the county of Forest, except in the month of September, October, November and December, of each year.

Killing of deer,  
during certain  
months, pro-  
hibited.

SECTION 2. That any person, or persons, offending against the provisions of this act, shall, on conviction before any justice of the peace of the said county, forfeit and pay a fine of not less than ten dollars, and not exceeding fifty dollars, and in default of the payment thereof, shall undergo imprisonment in the county jail of the proper county, for a term not exceeding

Penalty.

Proviso.

twenty days : *Provided*, That the prosecution is commenced, within thirty days after the offence is committed.

Evidence.

SECTION 3. That upon any trial, or prosecution commenced under this act, possession of the fresh skin, or carcass, of a deer, in any time of the year, except during the months of September, October, November and December, aforesaid, shall, in the absence of other evidence, be sufficient *prima facie* to warrant a conviction under the provisions of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 203.

## An Act

For the relief of Brinton & Wilson, bankers, of the borough of West Chester, for moneys overpaid by them to the commonwealth.

WHEREAS, The firm of Brinton & Wilson, brokers, of the borough of West Chester, in the county of Chester, on the fourth day of December, Anno Domini one thousand eight hundred and sixty-three, paid into the state treasury, under the directions of the auditor general, the sum of one hundred and eighty-one dollars and thirty-seven cents, as tax upon the gross receipts of their business, for the year ending November thirty, Anno Domini one thousand eight hundred and sixty-three, by virtue of the provisions of the act of May sixteenth, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act relating to brokers and private bankers :"

*And whereas*, The supreme court of this commonwealth has decided, that the tax to be charged, under the provisions of said act, is to be computed upon the "net profits," and not upon the gross receipts, thus making a difference, to the said Brinton & Wilson, of one hundred and six dollars and thirty-seven cents, in their favor ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state treasurer be and he is hereby authorized and required to re-fund and re-pay, to the said Brinton & Wilson,



the said sum of one hundred and six dollars and thirty-seven cents.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 204.

## An Act

Authorizing the school directors of West Cocalico and Conoy townships, Lancaster county, to levy a special bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the townships of West Cocalico and Conoy, in the county of Lancaster, be and they are hereby authorized to levy and collect a special bounty tax, not exceeding the rate of one per centum upon the last adjusted valuation of said township, for the purpose of enabling them to make up deficit in the amount of bounty paid, in excess of the amount authorized by former acts, to those volunteers, who have credited themselves to said townships, under any of the requisitions made by the President of the United States, prior to December nineteenth, one thousand eight hundred and sixty-four; said tax to be collected as other bounty taxes are now, by law, collected.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 205.

## An Act

To authorize a duly appointed committee of Brecknock township, Lancaster county, to levy an additional bounty tax, and to legalize and make valid certain taxes by them heretofore levied.

Preamble.

WHEREAS, At a public meeting held by the citizens of Brecknock township, Lancaster county, a special committee having been appointed for the purpose of procuring a sufficient number of volunteers, to fill the quotas of said township, under the several calls of the President of the United States, made prior to December nineteenth, Anno Domini eighteen hundred and sixty-four, and to levy and collect taxes for the payment of said volunteers :

*And whereas,* In filling the quotas of said township, the said committee had to pay each of the said volunteers a larger amount of bounty than what the act of assembly authorized to levy and collect ; for, and in consequence thereof, the said committee became personally liable for a large portion of the amount so paid in excess ; therefore,

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Committee authorized to levy an additional bounty tax.

That the said committee be and is hereby authorized to levy and collect an additional bounty tax, not exceeding the rate of two per centum on the last adjusted valuation of said township, to make up the deficiency in their amount of taxes, in paying such excess of bounty, as aforesaid, with power to collect the same as other bounty taxes are now collected.

Collection.

Assessments, heretofore made, legalized.

*SECTION 2.* That all assessments of taxes, heretofore made by said committee, for the purpose of enabling them to raise funds for the payment of bounties to volunteers, as aforesaid, are hereby legalized and made valid.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 206.

## A Supplement

To an act to incorporate the Farmers' and Merchants' Insurance Company, approved March seventeenth, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the corporators of the Farmers' and Merchants' Insurance Company are hereby authorized to receive, in payment for stock, in said company, lawful money of the United States, instead of gold and silver, as now provided in section third of the act of April second, Anno Domini one thousand eight hundred and fifty-six, and that ten dollars on each share, instead of twenty, shall be paid, within ninety days after the time of subscription to said stock; and that the provision, restricting the operations of said company, to the county of York, be and the same is hereby repealed.

Authorized to receive lawful money of the United States, in payment of stock.

Repeal of certain provision.

SECTION 2. The affairs of said corporation shall be managed by a board of nine directors, instead of twelve, as now provided by law.

Number of directors reduced.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 207.

## An Act

To incorporate the Johnstown Hotel Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Daniel J. Morrell, Doctor John Lowman, John Dibert, Jacob M. Campbell, C. T. Frazer, Lewis Plitts, H. A. Boggs, Howard J. Roberts, John S. Buchanan, or a majority of them, and their associates, and all persons who may now, or here-

Corporators.

Style.	after, be holders of the stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic, or corporate, by the style of the Johnstown Hotel Company, to have perpetual succession, to be capable in law of suing and being sued, to have a common seal, and the same to alter and renew at pleasure, and to have, hold, receive, enjoy and take, either by absolute conveyance, in fee simple, or otherwise, such real estate as may be necessary and proper for the construction of a hotel in, or near, the town of Johnstown, Cambria county, Pennsylvania, with such supplementary buildings as may be adapted to, and form part of, the general plan and design thereof, for the accommodation and use of any parties, who may be desirous of renting and occupying the same, and the said real estate, or any part thereof, when, in the opinion of the said corporation, it may be proper so to do, to sell, convey, lease, mortgage, to any person, or persons, who may desire to purchase, lease, or lend money, on the security of the same: <i>Provided however</i> , That if the said company, or their lessees, with their knowledge, shall knowingly permit any intoxication, or gambling, in their said house, the privileges, hereby granted, shall cease.
Seal.	
Privileges.	
Prohibition.	SECTION 2. That the capital stock of said corporation shall not exceed two hundred thousand dollars, and shall be divided into shares of one hundred dollars each; that it shall be held as personal property, and, as such, be transferred, as the by-laws may provide.
Capital stock.	SECTION 3. That the affairs of the company shall be managed by five managers, to be elected at the first meeting of the stockholders, and annually, thereafter, by ballot, from among the stockholders; that the managers shall continue in office until their successors be elected, shall elect a president from among themselves, shall supply vacancies in their number, and three of them shall be a quorum for the transaction of business; that until other officers shall be duly elected, the persons, named in the first section of this act, shall be managers of the said corporation.
Management.	SECTION 4. That in the enactment of by-laws, and in the decision of all questions, at the stockholders' meetings, each share of stock shall be entitled to one vote.
Votes.	SECTION 5. That it shall be lawful for any incorporated bank, railroad company, manufacturing, coal, or iron company, to subscribe to the capital stock of the said Johnstown Hotel Company, or to purchase the bonds of said company; and the bank, railroad company, manufacturing, coal, or iron company, subscribing stock to the said hotel company, may be represented, at the elections held by said company, by such person, or persons, as they may severally appoint for that purpose.
Railroad and other companies may subscribe to stock, &c.	

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.  
WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 208.

*An Act*

To authorize the school directors of Plymouth township, in the county of Montgomery, to assess and collect a tax, for the payment of the bounty debt of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors, of the township of Plymouth, in the county of Montgomery, shall have authority to levy, assess and collect a tax, upon all property in said township, taxable for county purposes, sufficient to raise a sum, not exceeding thirty-five hundred dollars, to be appropriated to the payment of the debt contracted by said township, in the payment of bounty to volunteers credited to the quota of said township, under the call of the President for five hundred thousand men, in July, Anno Domini one thousand eight hundred and sixty-four; and the said board of school directors are, also, authorized, at their discretion, to issue township bonds, bearing interest, for the whole, or any part, of said amount, and borrow money upon the same, for the purpose aforesaid: *Provided however,* That said bonds shall be made payable at some period, within five years from the date of the same.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 209.

*An Act*

Relating to the sprinkling of a part of Front street, in the borough of Catasauqua.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Petition to be presented to the chief burgess, by occupiers of fronts.

That hereafter, whenever one half of the persons occupying front rooms of buildings fronting on Front street, between Pine and Race streets, in said borough of Catasauqua, shall desire to have the same sprinkled with water, and shall present their petition to the chief burgess, for that purpose, he shall so order, and it shall be his duty to have the same done, for such time as shall be named in the said petition.

Expense of sprinkling, how to be paid.

SECTION 2 That when the chief burgess shall make such order, it shall be the duty of the borough engineer to lay before the said burgess a complete list of all occupiers, as aforesaid, setting forth the number of feet of front which each may occupy; and whenever the cost, or expense thereof, can be, or shall be, ascertained, the said burgess, with the assistance of the secretary of council, shall proceed to assess the expense, aforesaid, upon such occupiers, respectively, in the ratio of the respective parts occupied by them; and the burgess shall cause a written notice, stating the amount of his assessment, to be served upon each occupier, and also, in said notice, naming a day of appeal, to be held, not less than five days after the service of the notice; and on the day of appeal, so appointed, the burgess shall convene the council, at their usual place of meeting, for the purpose of hearing appeals, and correcting such errors as may be made to appear:

Proviso.

*Provided however,* That where there are two, or more, front occupiers in the same building, they together shall pay no more than if, there had been but one occupier of said building; and in such case, their respective assessments shall be made in proportion to the amount of front occupied by them, respectively: *And provided further,* That boarders and persons domesticated with families shall not be deemed occupiers.

Proviso.

Collection of assessments, relative to.

SECTION 3. That the council, having heard and decided all cases before them, on appeal, shall proceed to collect said assessment, as have those decided upon appeal, as those not appealed, from the said several occupiers, in the manner in which borough taxes are now, by law, collected, and to enable them to do which, a like remedy is hereby provided.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 210.

*An Act*

Relating to bounties, in various districts, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council, or school directors, of the boroughs of Temperanceville, East Birmingham, Birmingham and South Pittsburg, and the school directors of the townships of Lower St. Clair, Collins, Pitt, Indiana and East Deer, in the county of Allegheny, be authorized to levy and collect a *per capita* tax, not exceeding twenty-five dollars, from each and every taxable male inhabitant, in said boroughs, or townships, over the age of twenty-one years; said *per capita* tax to be applied to the payment of bounties to volunteers, and to be collected the same as other taxes. *Per capita tax authorized.*

SECTION 2. That the boroughs of South Pittsburg, Birmingham, and the townships of Collins, Pitt, Indiana and East Deer, aforesaid, are also authorized to levy a two per cent. additional tax, on all real and personal property, for said purpose. *Tax on real and personal property, in certain districts.*

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 211.

*An Act*

Relating to bounties, in Washington township, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Washington township, in the county of Dauphin, be and they are hereby required to levy and collect a special tax, for the payment of money advanced

to free said township of the last and the approaching draft, under calls made by the President of the United States; the said school directors shall, also, pay to each man, who may be drafted, under the approaching draft, and shall enter the service, or furnish a substitute, the sum of three hundred dollars: *Provided*, That a *capitation* tax of twenty-five dollars shall be levied and collected, upon and from each tax-payer, in said township, subject to the draft.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 212.

## An Act

To authorize the levy and collection of a tax, to pay bounties, in the Eighth ward, city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the Eighth ward, city of Pittsburg, be authorized to levy and collect a *per capita* tax, not exceeding twenty-five dollars, from each and every male resident, in said ward, over the age of twenty-one years: *Provided*, That this act shall not apply to those, who have already, or may subscribe and pay to the treasurer of the Eighth ward bounty fund, the sum of fifty dollars, or upwards; said *per capita* tax to be applied to the payment of bounties to volunteers, and to be collected the same as other taxes are now by law collectable: *Provided*, That the bounty to be raised by taxation, including said *per capita* tax, shall not exceed the sum of three hundred dollars to each volunteer, placed in the service.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 213.

*An Act*

Relative to roads, in Edgmont township, Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act granting certain powers to the authorities of the cities of Lancaster and Philadelphia, and for other purposes," approved the sixteenth day of April, one thousand eight hundred and thirty-eight, and the supplement thereto, approved the eleventh day of March, one thousand eight hundred and forty-two, relative to roads in Delaware county, be and the same are hereby repealed, so far as said acts relate to the township of Edgmont, in the county of Delaware.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No- 214.

*An Act*

Authorizing the school directors of the township of Bushkill, in the county of Northampton, to pay certain moneys, not provided for in the various bounty laws.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the township of Bushkill, in the county of Northampton, are hereby authorized to pay, to each and every one of the following named enrolled citizens of the township of Bushkill, to wit: Christian W. Kaske, James P.

Steckel, Charles Werner, John Fehr, Jacob Fehr and David Knecht, the sum of three hundred dollars.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 215.

## A Supplement

To an act relating to bounties to volunteers, in the counties of Monroe, Carbon, Lehigh and Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Meaning of certain provisions, in original act, defined.

That it is the true intent and meaning of the act, to which this is a supplement, that the corporate authorities of the boroughs, and the election officers, who, under existing laws, are charged with the performance of the same duty, in the counties therein named, are invested with all the powers, therein conferred, upon school directors, or other committees, and that the payment of the amount of bounty, therein prescribed, to any volunteers, under the call of the President of the United States, made on the twentieth day of December, Anno Domini one thousand eight hundred and sixty-four, is legal, valid and binding upon the townships, or other districts, of counties, therein named.

Taxation, relative to.

SECTION 2. That the school directors, other committees, and the additional authorities supplied by this supplement, shall have the authority to levy and assess the *per capita* tax, therein prescribed, for the part payment of the debts incurred for their townships, boroughs, or election districts, under the provisions of this supplement, and the act to which it is a supplement, and that the remainder of the said indebtedness be paid by the authorities, herein named, by levying and assessing a tax, in the manner now provided for, in the various bounty laws, relating to the counties named in the act to which this is a supplement.

WILLIAM D. BROWN,  
Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 216.

## An Act

Authorizing the burgess and town council of the borough of Manchester to assess, levy and collect a tax, for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Manchester, in the county of Allegheny, be and they are hereby authorized and empowered, in addition to the tax now authorized by law for bounty purposes, to levy and collect an additional tax, not exceeding two per cent. per annum, for the years one thousand eight hundred and sixty-five, and one thousand eight hundred and sixty-six; and, also, an additional *per capita* tax of ten dollars per annum, on all the taxable inhabitants of said borough, for the years one thousand eight hundred and sixty-five, and one thousand eight hundred and sixty-six, for the payment of bounties to volunteers.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 217.

## An Act

Relative to bounties, in the borough of Duquesne, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the borough of Duquesne, Allegheny county, are hereby fully empowered to assess, levy and collect a tax to pay the full amount of bonds, or certificates of indebtedness, issued by them, to pay a local bounty to volunteers, to fill the quota of the borough, in pursuance of a requisition made by the President of the United

School directors  
authorized to  
levy tax.

States, in July, one thousand eight hundred and sixty-four, for five hundred thousand men.

*Per capita tax.* SECTION 2. That it shall be lawful for the board of school directors of said borough to levy and collect a *per capita tax*, on all male taxable inhabitants, in said borough, not exceeding ten dollars each, in any one year: *Provided*, That all persons exempt, by any provision of former acts, shall, also, be exempt from the provisions of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 218.

## An Act

Relative to the pay of the county commissioners and auditors, and borough and township assessors, in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the daily pay of the county commissioners and county auditors, of the county of Lawrence, shall be three dollars, each, for every day necessarily engaged in the duties of their respective offices; and the daily pay of the borough and township assessors, of said county, shall be two dollars per day, while so engaged in the discharge of their duties; and this act shall have and take effect, from and after the first day of November, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 219.

*An Act*

Relating to the military or commutation taxes, in the county of Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the military, or commutation tax, prescribed by the act of the twenty-first of April, Anno Domini one thousand eight hundred and fifty-eight, be and the same is hereby repealed, so far as the county of Warren is concerned.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 220.

*An Act*

For the relief of Christian Hermann.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be authorized to pay to Christian Hermann, of Erie county, the sum of five hundred and sixty-four dollars and thirty-one cents, it being the amount paid by said Hermann, in error, for patenting certain lands in said county.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.

No. 221.

*An Act*

Relating to bonds and recognizances of bail, in the court of quarter sessions of Erie county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all and singular the authority, jurisdiction and privileges, which are now by law vested in the court of quarter sessions of the peace, of the city and county of Philadelphia, and county of Allegheny, in so far as the same have relation to, and power over, all bonds and recognizances of bail, and the mode and manner of collecting the same, forfeited in the courts of oyer and terminer and general jail delivery, and quarter sessions of the peace, in and for said city and county of Philadelphia, and said county of Allegheny, be and the same are hereby extended to the courts of oyer and terminer, general jail delivery and quarter sessions of the peace, in and for the county of Erie.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 222.

*An Act*

To raise bounty for volunteers, in Cumberland township, in the county of Greene.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act, the school directors of Cumberland township, in the county of Greene, may levy and collect a *per capita* tax of twenty dollars, on all persons subject to draft in said township.

School directors authorized to levy a *per capita* tax.

SECTION 2. That it shall be lawful for the above-mentioned school directors to levy an additional tax, sufficient, in all, to pay five hundred dollars to each volunteer, to fill the quota of said township, under the late call of the President for three hundred thousand men. An additional tax may be levied.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 223.

## An Act

Relative to the payment of bounties, in the township of Hanover, Lehigh county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Hanover township, Lehigh county, are hereby authorized and empowered to assess and levy a tax, not exceeding four per cent. of the amount of assessment of said township, for the year one thousand eight hundred and sixty-four, for moneys expended in payment of bounties to volunteers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 224.

## An Act

To authorize the board of school directors of Versailles township, Allegheny county, to levy and collect a *per capita* tax, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of Versailles township, Allegheny county, are hereby authorized to levy and collect, from each male taxable inhabitant thereof, a *per capita* tax, annually, of two dollars, for school purposes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 225.

## A Supplement

To the Central Coal Company, approved April tenth, one thousand eight hundred and fifty one, and the supplement thereto, approved February eighteenth, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the connecting railroad, authorized by the first section of the said supplemental act, may be such length as is necessary to carry out the provisions and intentions of the said act, not, however, to exceed fifteen miles; and the company may use such portion of the money, raised from the bonds authorized by the second section of said supplemental act, as they may deem expedient, to equip and furnish their connecting road, and to put up necessary buildings, for the use of the same,



and to make improvements, generally, in the prosecution of their coal business.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 226.

### A Supplement

To an act to incorporate the Malleable Iron Company, and to empower them to purchase real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Malleable Iron Company be and the same is hereby authorized and empowered to purchase, and pay for, with cash and bonds, the assets, real and personal, of any existing corporation, engaged in the manufacture of iron: *Provided*, A majority of shareholders, of each corporation, at a special meeting, convened for that purpose, shall first approve of such purchase and sale, and the terms thereof, as may have been entered into between the president and directors of the respective corporations: *And provided further*, That the corporation, so selling, shall, after payment of its debts, distribute its assets, *pro rata*, among its shareholders, paying to the commonwealth any tax that may be due, by reason of such distribution, or dividend, and thereupon, and thereafter, be dissolved.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 227.

**An Act**

Relative to the Bank of Delaware County.

WHEREAS, The chartered rights and privileges of the Bank of Delaware County expire, on the first Wednesday in May, one thousand eight hundred and sixty-five :

*And whereas,* The said bank has ceased to do business, except in settlement of its affairs, since the thirtieth day of June, one thousand eight hundred and sixty-four, up to which time the tax on all dividends, made and declared, has been duly paid to the commonwealth :

*And whereas,* By resolution of the stockholders, adopted in April, one thousand eight hundred and sixty-four, the capital stock of the said Bank of Delaware County was transferred to the Delaware County National Bank :

*And whereas,* The specie certificates of exchange, received for loans, in coin, from the said bank, to the commonwealth, are still in possession of said bank, and it is considered just and equitable that the said certificates should be surrendered to the commonwealth, upon the same conditions as are provided for other banks of this commonwealth, by an act, entitled "An Act enabling the banks of this commonwealth to become associations for the purpose of banking under the laws of the United States," approved the twenty-second day of August, one thousand eight hundred and sixty-four ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That upon the surrender, by the Bank of Delaware County, to the state treasurer, of the specie certificates of exchange, amounting to sixteen thousand dollars, received for loans, in coin, from said bank to the commonwealth, under the act, entitled "An Act to provide for the payment of the interest on the state debt," approved the thirtieth day of January, one thousand eight hundred and sixty-three, together with the interest which may have accrued thereon, the said bank shall be released from any claim, upon the part of the commonwealth, for tax on all accrued profits, surplus funds, contingent fund, or profit and loss, of such bank, under what name, or account, soever, the same may be classed, or arranged, and the same may be distributed amongst the stockholders of the said bank.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 228.

## An Act

Empowering railroad companies to employ police force.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any corporation owning, or using, a railroad, in this state, may apply to the governor to commission such persons as the said corporation may designate, to act as policemen for said corporation.

Railroad companies may apply for appointment of policemen.

SECTION 2. The governor, upon such application, may appoint such persons, or so many of them as he may deem proper, to be such policemen, and shall issue, to such person, or persons, so appointed, a commission to act as such policemen.

To be commissioned by governor.

SECTION 3. Every policeman, so appointed, shall, before entering upon the duties of his office, take and subscribe the oath required by the eighth article of the constitution, before the recorder of any county through which the railroad, for which such policeman is appointed, shall be located; which oath, after being duly recorded, by such recorder, shall be filed in the office of the secretary of state, and a certified copy of such oath, made by the recorder of the proper county, shall be recorded, with the commission, in every county through, or into, which the railroad, for which such policeman is appointed, may run, and in which it is intended the said policeman shall act; and such policeman, so appointed, shall severally possess and exercise all the powers of policeman of the city of Philadelphia, in the several counties, in which they shall be so authorized to act as aforesaid; and the keepers of jails, or lock-ups, or station houses, in any of said counties, are required to receive all persons arrested by such policemen, for the commission of any offence against the laws of this commonwealth, upon, or along, said railroads, or the premises of any such corporation, to be dealt with according to law.

Oath to be taken.

To be filed in office of secretary of commonwealth.

Certified copy to be recorded with commission.

Powers of policemen.

Duty of keepers of jails, &c.

SECTION 4. Such railroad police shall, when on duty, severally wear a metallic shield, with the words, "railway police," and the name of the corporation for which appointed, inscribed thereon, and said shield shall always be worn in plain view, except when employed as detectives.

Shield to be worn.

SECTION 5. The compensation of such police shall be paid by the companies, for which the policemen are respectively appointed, as may be agreed upon between them.

Compensation.

SECTION 6. Whenever any corporation shall no longer require the services of any policeman, so appointed, as aforesaid, they may file a notice to that effect, under their corporate seal, attested by their secretary, in the several offices where the commission of such policeman has been recorded, which

Companies may dispense with services of policemen, upon filing notice.

shall be noted by the several recorders, upon the margin of the record, where such commission is recorded, and, thereupon, the power of such policeman shall cease and be determined.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 229.

## An Act

Authorizing the school directors of the First ward, city of Allegheny, to assess, levy and collect a tax, for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the First ward of the city of Allegheny, in the county of Allegheny, be and they are hereby authorized and empowered, in addition to the tax now authorized, by law, for bounty purposes, to levy and collect an additional tax, not to exceed two per cent. per annum, for the year one thousand eight hundred and sixty-five; and, also, an additional *per capita* tax of ten dollars per annum, for the year one thousand eight hundred and sixty-five, for the payment of bounties to volunteers.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 230.

**An Act**

To confirm the title of Hannah Fogle to a certain piece of land.

WHEREAS, James Philips, of Centre township, in the county of Butler, about the year eighteen hundred and fifty, died intestate, and seized in his *demesne* as of fee, of a certain tract of land, on which he resided, in his lifetime, leaving a widow surviving him, named Sarah Philips, and no known heirs, or kindred, and the said widow, in default of known heirs, or kindred, took the same title which the intestate had therein, under the tenth section of the intestate laws of eighteen hundred and thirty-three; and the said widow died, some time since, intestate, leaving one child and heir, named Hannah, intermarried with William Fogle, who, under the intestate laws of this commonwealth, inherited the same; therefore, in order to ratify, confirm and quiet the title to the same, in the said Hannah, vested as aforesaid,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title of the said James Philips, deceased, to the above described tract of land, is hereby fully vested, confirmed and made valid, in the said Hannah Fogle, her heirs and assigns, forever; and all persons are hereby barred from the recovery of the same, from the said Hannah, her heirs and assigns; any law, or usage, to the contrary, be and the same is hereby repealed.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 231.

*An Act*

Authorizing the school directors of the borough of Franklin, in Venango county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Franklin, in the county of Venango, be and they are hereby authorized to borrow a sum of money, not exceeding fifteen thousand dollars, at a rate of interest, not exceeding six per centum per annum, to be expended, with other building funds of said school district, in the erection of a Union school house.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 232.

*An Act*

To extend the provisions of an act, entitled "An Act to authorize the school directors of Chester and Delaware counties to select sites for school houses," passed May eighth, Anno Domini one thousand eight hundred and fifty-four, and its supplement, entitled "An Act supplementary to an act to authorize the school directors of Chester and Delaware counties to select sites for school houses," approved fifth day of April, Anno Domini one thousand eight hundred and sixty, to the counties of Indiana, Cambria and Jefferson.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to authorize the school directors of Chester and Delaware counties

to select sites for school houses," passed May eighth, Anno Domini one thousand eight hundred and fifty-four, with a supplement, entitled "An Act supplementary to an act to authorize the school directors of Chester and Delaware counties to select sites for school houses," approved fifth day of April, Anno Domini one thousand eight hundred and sixty, be and they are hereby extended to the counties of Indiana, Cambria and Jefferson.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 233.

## An Act

Authorizing the citizens of Nockamixon township, Bucks county, to levy a tax, to pay indebtedness incurred by paying bounties to volunteers.

WHEREAS, Sundry citizens of the township of Nockamixon, in the county of Bucks, have filled the quota of the said township, under the several calls of the President of the United States for men, to enter the military service of the United States, and have incurred an indebtedness of three thousand dollars, or thereabouts, over and above the amount appropriated by the county commissioners, which indebtedness was incurred upon the faith and credit of the said township, and is yet unpaid; therefore, Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William N. Treichler, Jacob Keiser and G. W. Grim, of the said township, are hereby appointed commissioners for said township, and authorized, and it shall be their duty, for the purpose of defraying the said indebtedness, so incurred, and now outstanding, and interest, to assess and levy a tax on all property, which is made taxable for state and county purposes, and to collect the same, in the manner hereinafter provided; that in addition thereto, a tax, not exceeding twenty dollars, shall be assessed, levied and collected, from each male citizen liable to a draft, who shall be an inhabitant of said township, at the time the said tax is assessed: Commissioners appointed.  
Their duties and powers.

- Proviso.** *Provided*, That all persons, who were heretofore drafted, under the act of Congress, and were mustered into the service, furnished a substitute, or paid their commutation money, shall be exempt from the payment of the said poll-tax: *Provided further*, That the amount of said taxes shall not exceed the amount of the said indebtedness, and such additional amount as may arise from abatements, exonerations, costs, and expenses for assessing and collecting said tax, and disbursing the same.
- Limitation.**
- How proceeds of taxes to be applied.** SECTION 2. That the said commissioners are hereby authorized to apply the proceeds of the said taxes for the payment of the said indebtedness, and the payment of the costs and expenses, referred to in the first section of this act: *Provided*, That the balance, if any, remaining in the hands of the said commissioners, shall be paid by them to the board of school directors of said township.
- Proviso.**
- Collector to be appointed** SECTION 3. That the said commissioners are hereby authorized to appoint a competent and suitable person to collect the said tax, who, being the lowest bidder, shall receive, for his compensation, a sum not exceeding three per cent. on the amount collected, and who shall be required to give bond to the said commissioners, with sufficient security, to be approved by them, and deposited in their hands, and in such amount as the said commissioners shall determine: *Provided*, That the said collector shall have the same power to enforce the collection of the said tax, as is now conferred by law on collectors of the state and county taxes of this commonwealth: *And provided also*, That the said collector shall be required to collect and pay over said tax, less the abatements and exonerations, within such time as the commissioners shall determine; and the said commissioners shall, within one year from the passage of this act, file an account of their proceedings, by virtue of this act, with the auditors of said township, who shall audit and settle the same, in the same manner as the accounts of supervisors are audited.
- To give bond.**
- Collection, relative to.**
- Proviso.**
- Commissioners to file an account with auditors.**
- Vacancies, how to be filled.** SECTION 4. That upon the death, or resignation, of one, or more, of the said commissioners, the survivor, or survivors, shall fill the vacancy, or vacancies, thus caused, by appointment, and a majority of said commissioners shall constitute a board, for the performance of the duties of this act.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 234.

*An Act*

To authorize the school directors, or supervisors, of Warrington township, Bucks county, to levy and collect a *per capita* tax, for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors, or supervisors, of the township of Warrington, Bucks county, be and they are hereby authorized and empowered to levy and collect a *per capita* tax, not exceeding twenty dollars, upon each citizen liable to draft into the military service of the United States.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

No. 235.

*An Act*

Relative to the payment of bounties by the county of Clearfield.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Clearfield county shall be and they are hereby authorized to pay to each citizen, who has been drafted, since August twenty-fifth, one thousand eight hundred and sixty-four, and is now in the service therefrom, or has put in a substitute, since that date, or shall hereafter be drafted therefrom, and go into the service, or shall put an acceptable substitute into the service, in his room, the sum of three hundred dollars; and all the provisions of the several acts of assembly of this commonwealth, authorizing the bor-

rowing of money, for the payment of bounties, and the assessment and collection of taxes, for that purpose, shall be and they are hereby extended to, and declared to apply to the purposes aforesaid, in the county aforesaid; and the said three hundred dollars shall be paid, at such time, and in such proportions, as the said commissioners may direct: *Provided*, That the whole shall be paid, previous to the expiration of the term of service of the citizen, or substitute.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 236.

## An Act

Relating to the payment of bounties to volunteers, and collection of tax, in the township of Upper Macungie, county of Lehigh.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the *per capita* tax, heretofore levied and assessed by the school directors of Upper Macungie township, Lehigh county, is hereby legalized and made valid, as if full legal authority had existed for assessing the same; and the said authorities are hereby authorized to levy and assess a tax, not exceeding two per cent. on amounts of assessment, to fill the quota of said township, under the present call of the President of the United States.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 237.

## An Act

To authorize the board of school directors of the borough of Bloody Run, in the county of Bedford, to use surplus school fund for building purposes.

WHEREAS, The board of school directors of the borough of Bloody Run, in the county of Bedford, has contracted for the building of a school house suited to the wants of said borough, and for a graded school to be taught therein :

And whereas, The act of assembly does not authorize school directors to use money, collected for school purposes, to be applied to any other purpose whatever, or to levy and collect a higher rate per cent. on the valuation for building purposes, than assessed for school purposes ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the board of school directors of the borough of Bloody Run, in the county of Bedford, shall have power to transfer all money in the hands of the treasurer of the school fund, of said borough, or that may come into his hands, for school purposes, and not needed for immediate use in the payment of teachers, to the building fund, to be applied towards the payment of the debt incurred, or sum stipulated for, in the building and furnishing of said school house : *Provided*, That said power shall not extend for a longer period than three years, from and after the passage of this act : *And provided further*, That nothing, herein contained, shall authorize the suspension, or the shortening, of the school term, as now provided by law, for the time herein specified.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

No. 238.

**An Act**

Authorizing the school district of Covington, Clearfield county, to borrow money, for the erection of new school houses.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the school district of Covington, in the county of Clearfield, be and they are hereby authorized to borrow, upon the credit of said district, any sum of money, not exceeding two thousand dollars, at a rate of interest not exceeding six per cent. per annum, and to issue therefor the evidences of debt of said district, redeemable at any time, not exceeding ten years from the date thereof.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**

Speaker of the Senate.

**APPROVED**—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

**A. G. CURTIN.**

No. 239.

**An Act**

Relative to the payment of bounties to volunteers, in the townships of Middlesex and Newton, in the county of Cumberland.

Preamble.

**WHEREAS,** The school directors of the townships of Middlesex and Newton, in the county of Cumberland, for the purpose of filling the quota of said townships, under the call of the President of the United States for five hundred thousand men, borrowed, and paid to volunteers and substitutes, about ten thousand dollars more than they were authorized, by the act of assembly, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relating to the payment of bounties to volunteers;" therefore,



SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of said townships are hereby authorized and empowered to levy, assess and collect taxes upon the real and personal property, in said townships, taxable for state and county purposes, to re-pay the said sum of ten thousand dollars, to those who advanced the same, together with the expenses of levying, assessing and collecting said taxes. School directors authorized to levy tax.

SECTION 2. That said school directors are hereby further empowered to pay such bounties, hereafter, to volunteers, credited, or to be credited, to said townships, under the present, or any subsequent, call of the President of the United States, as may be actually required to procure such volunteers and substitutes, to fill the quotas of said townships, and to procure the money for the payment of the same, under and in pursuance of the provisions of the act of assembly, aforesaid, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, and its several supplements: *Provided however,* That such persons, as are exempt from taxation, under existing laws for the payment of bounties to volunteers, shall not be taxable, under the provisions of this act. Payment of bounties, relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 240.

## A Supplement

To an act incorporating the Leinau Oil Company, approved the seventeenth day of June, Anno Domini one thousand eight hundred and sixty-four, changing the value of the stock of said company, and increasing the number of shares of the same, changing name of said company, and increasing the corporators, and defining eligibility of officers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the number of shares, authorized to be issued by the act to which this a supplement, the said Leinau Oil Company shall have the right to issue one hundred thousand

shares, of the value of five dollars each; and the corporate name of said company be and is hereby changed to that of the Rood Farm Oil Company; and that Samuel Miller, E. W. Leighton, Leonard R. Flétcher, Charles W. Hubbs, Richard Glassen, John P. Parke and Thomas K. Finletter, are hereby declared additional corporators of said company; and no person shall be eligible, as a director, who does not own, in his own right, at least five hundred shares of stock of said company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 241.

## An Act

To incorporate the Pittsburg Ale and Malt Manufacturing Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joshua Rhodes, William Bagaley, William Phillips, Harry Shirls and Charles W. Ricketson, of Allegheny county, are hereby appointed commissioners, who, or any three of whom, are authorized and empowered, from and after the passage of this act, to receive subscriptions and organize a company, to be located in said county of Allegheny, by the name and title of Pittsburg Ale and Malt Manufacturing Company, with a capital of five hundred thousand dollars, with the privilege of increasing the same to one million of dollars; and which company shall be organized and managed, according to the provisions of an act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, approved the eighteenth day of July, one thousand eight hundred and sixty-three, and all supplements that have been, or may hereafter be passed, in regard to such companies.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 242.

## An Act

To incorporate the Manufacturers' and Merchants' Insurance Company of  
Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Benjamin F. Jones, John W. Chalfant, James J. Bennett, James Park, junior, Mark W. Watson, Campbell B. Herron, John Graff and Byron H. Painter, of Allegheny county, are hereby appointed commissioners, who, or any five of whom, are authorized and empowered, from and after the passage of this act, to establish an insurance company, to be located in the city of Pittsburg, Allegheny county, by the name and title of the Manufacturers' and Merchants' Insurance Company, with a capital of two hundred and fifty thousand dollars, with the privilege of increasing to five hundred thousand dollars; and said company shall be organized and managed, according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, excepting section eight, and be limited to the risks designated in the first class, in the seventh section of said act; and that section third be amended, allowing the payment of stock to be made in lawful money of the United States, instead of gold and silver.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 243.

## A Further Supplement

To an act to incorporate the city of Philadelphia, relating to Fire Alarm  
and Police Telegraph.

WHEREAS, The signal boxes of the fire alarm telegraph, within the corporate limits of the city of Philadelphia, are frequently broken open, and false alarms of fire given, and the wires and poles of the police and fire alarm telegraph disturbed and broken, by malicious persons :

*And whereas,* There is now no law, under which the said person, or persons, thus offending, can be punished ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That if any person, or persons, shall wilfully give, or cause to be given, any false alarm of fire, from a fire alarm telegraph box, or boxes, or shall break, or cause to be broken, any fire alarm signal box, or any pole, post, or wire, connected with the police and fire alarm telegraph, within the city of Philadelphia, or shall injure, or in any manner interfere with, or interrupt, the working of the same, he, she, or they, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be punished by a fine, not exceeding five hundred dollars, for each offence, or by imprisonment, for a term not exceeding two years, or by both.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 244.

## An Act

To incorporate the Farmers' Union Market of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Hiram Cleaver, Milton Edwards, Alexander Holland, John Johnson, Nathan Jones, William Bittle, Henry Kauffman, Thomas B. Jones, Joseph D. Haycock, John Evans, Baker Smedley, Baker Jones, John Weaver, David Gillespy, Joseph Young, David Beitler, Fraser Green, Reuben Yarnall, Jacob Rextine, John M'Curdy, Daniel B. Beitler, Benjamin F. Kern, John Thompson, Isaac H. Evans, George R. Johnson, and their associates, who may become stockholders in the company hereby incorporated, be and they are hereby constituted a body politic and corporate, by the name, style and title of the Farmers' Union Market of Philadelphia, and as such shall have power to purchase and hold real estate, and to erect thereon buildings and improvements, properly constructed, and adapted for a farmers' market, in such locality as a majority of said stockholders may determine.

Corporators.

Privileges.

SECTION 2. That the capital stock of said company shall consist of two thousand shares, of fifty dollars each, with the privilege of increasing the same to five thousand shares.

Capital stock.

SECTION 3. That the said company shall have power, and it is hereby authorized, to borrow any sum, or sums, of money, not exceeding one hundred thousand dollars, for the purposes of said corporation; and in order to secure the payment of the same, shall issue their bonds therefor, of not less than one thousand dollars each, bearing interest at seven per cent. per annum, payable semi-annually, with coupon certificates attached, to be secured by mortgage of all, or any part, of the said real estate, together with the corporate rights and franchises granted by this act, and to annex to said mortgage the privilege of converting the same into the capital stock of the said company, at par, at the option of the holders.

May borrow money and issue bonds therefor.

SECTION 4. That the parties, hereinbefore named, or a majority of them, may proceed to organize said company, and obtain subscriptions to the capital stock thereof; and after one thousand shares shall have been subscribed, and five per cent. paid thereon, they may proceed to organize and establish the same, and adopt such rules for its regulation, and election of officers, as shall be provided by the constitution and by-laws adopted by the company.

Organization.

SECTION 5. That the said company shall have power to make and have a common seal, the same to alter and renew at pleasure, and also, to establish and execute such constitution and by-laws, and regulations, as shall appear to be necessary

Seal.

By-laws.

and convenient for the government of said corporation, and not being contrary to the constitution and laws of the United States, or of this state, and generally to do and perform all and singular, the matters and things which to them it shall lawfully appertain to do, for the well being of said corporation, and the proper management of the affairs thereof: *Provided*, That all farmers, attending said market, shall have precedence in obtaining and renting stalls therein.

Proviso.

Authorized to  
issue certi-  
ficates of stock.

SECTION 6. The said company shall have power, and is hereby authorized, to issue certificates of stock, at par, in liquidation of the whole, or any part, of the mortgage debts on the estate, or property, of said company: *Provided*, That such issue of stock, together with the original shares, taken and subscribed, from time to time, by the stockholders, shall, at no time, and in no event, exceed the five thousand shares authorized under the second section of this act of corporation.

Proviso.

Limitation.

SECTION 7. *Provided*, That the privileges, hereby granted, shall continue for the period of thirty years, and no longer, unless extended, or renewed, by the legislature.

Reservation.

SECTION 8. That the legislature hereby reserves the right to amend, or alter, the provisions of this charter: *Provided*, No injustice shall be done, thereby, to the stockholders of said company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 245.

## A Further Supplement

To an act to incorporate the Pittsburg Gas Company, approved the sixteenth day of March, Anno Domini one thousand eight hundred and forty-eight, and the supplement thereto, approved the thirty-first day of January, Anno Domini one thousand eight hundred and sixty, fixing the hour of election, and the price of gas to private consumers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the time of holding an election for trustees, as prescribed in the second section of the supplement to said act, shall be held at the office of the company, between the hours of twelve noon, and two o'clock P. M.; and that the proviso to the third section of the same supplement shall be enlarged so as to authorize said company to charge a price, not exceeding two dollars per thousand cubic feet, for gas furnished to private consumers: *Provided*, That said company shall not, by virtue of this increase, ever be permitted to accumulate any greater sum than is required to pay a dividend of ten per centum per annum upon the capital stock of said company: *Provided further*, That the consent of the councils, of the city of Pittsburgh, be first had to such increase.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 246.

## An Act

Authorizing the Society of Guardians, for the relief of the widows of German Reformed clergymen, members of the society, extending the provisions of their charter, obtained from the Supreme Court of this commonwealth, under act of one thousand seven hundred and ninety-one, so as to enlarge the powers of the society, to enable it to elect and receive, as members, ministers from other states, and to confer its benefits upon such ministers, and their widows and families.

WHEREAS, Certain citizens of this commonwealth obtained a charter from the supreme court, dated the seventh day of April, one thousand eight hundred and twenty-five, incorporating them and their successors, under the provisions of the act of one thousand seven hundred and ninety-one, by name and title of the Society of Guardians, for the relief of the widows of the German Reformed clergymen, members of this society, limiting their annual income to the sum of five hundred pounds, which said income was to be expended for the relief of the widows of clergymen, as aforesaid:

And whereas, The German Reformed church has greatly enlarged its borders, and its ministers are now found in almost every state and territory of the Union:

*And whereas, It is desirable that the benefits of the society should be made available for the relief of ministers, in case of need, as well as their widows ; therefore,*

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the society heretofore and now existing, as the Society of Guardians, for the relief of the widows of the German Reformed clergymen, members of this society, shall continue and hereafter be known by the style and title of the Society for the Relief of Ministers and their Widows, of the German Reformed Church of the United States, and as such, shall have full authority and power to elect and receive, as members of the same, upon such terms and conditions as it may, from time to time, prescribe in its by-laws, duly enacted, in accordance with the provisions of its charter, such ministers, citizens of other states and territories of these United States, in regular connection with the German Reformed church, as it may see fit and proper, and also, shall be able and capable, in law, to extend its benefits to ministers, members of this society, in case they should need relief, as well as to their widows, and in special cases, by a unanimous vote of the officers, named in the charter, to the families of deceased ministers, who may not have been members of the society, and for the purpose there specified, the society shall be able and capable, in law, to take and receive, and hold all and all manner of lands, tenements, rents, annuities, franchises and hereditaments, and any sum, or sums, of money, and any portion of goods and chattels given to it, or otherwise acquired by it ; nevertheless, the annual income thereof shall, in no event, exceed the sum of ten thousand dollars, any acts of assembly, heretofore passed, to the contrary, notwithstanding.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 247.

## A Further Supplement

To the act to incorporate the Youghiogheny Coal Hollow Coal Company, approved March seventeenth, one thousand eight hundred and sixty-three, changing the name of said company, and increasing the number of shares of stock to be issued by the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the number of shares of stock authorized to be issued by the said company, the said company shall have power to issue two hundred and fifty thousand shares, of the value of three dollars each: *Provided*, That upon all increase of capital stock, the said company shall pay into the state treasury, a bonus of one half of one per cent., in four equal annual instalments. Increase of capital stock authorized. Proviso.

SECTION 2. That the seventh section of the act incorporating said company, and which authorizes said company to borrow money and to issue bonds, be and the same is hereby repealed. Repeal of certain provision.

SECTION 3. That the corporate name of the said company is hereby changed to, and shall hereafter be, the New York and Youghiogheny Gas Coal Company, and the affairs of said company shall hereafter be managed by a board of managers, consisting of not less than five, nor more than eleven stockholders, who shall be elected annually. Name changed. Management.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 248.

## An Act

To authorize the payment of bounty to drafted men, in Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the county commissioners of Chester county, or board of school directors, supervisors, or election officers, of the various wards, boroughs, townships, precincts, school districts, or enrolment districts, of said county, are hereby authorized to pay to each and every man, who shall be drafted from said county, or any sub-district thereof, and mustered into the service of the United States, or who shall be drafted, as aforesaid, and furnish, to the proper officer, an acceptable substitute, who shall be mustered into the service of the United States, to the credit of said county, or sub-district, the same bounty as they are now, or may hereafter be, authorized, by law, to pay to volunteers to fill the quota of any district, or sub-district, of said county, under the present, or any future call for troops, by the President of the United States; and the said commissioners, or board of school directors, supervisors, or election officers, are hereby authorized to levy, assess and collect a tax, for the payment of the same, in the same manner as they are now authorized to levy, assess and collect a tax to pay bounties to volunteers, under the provisions of the act of the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relating to the payment of bounties to volunteers," and the supplements thereto.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 249.

## A Supplement

To an act to incorporate the South Mountain Iron Company, approved April twenty-third, one thousand eight hundred and sixty four.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the provisions of an act to encourage the manufacture of iron with coke, or mineral coal, and for other purposes, passed sixteenth June, one thousand eight hundred and thirty-six, and the supplement thereto, for manufacturing iron with charcoal, as recited and applied in an act, entitled "An Act to incorporate the South Mountain Iron Company," approved the twenty-third April, one thousand eight hundred and sixty-four, shall not, hereafter, be taken, or considered, to apply to the South Mountain Iron Company, but in lieu thereof, the said South Mountain Iron Company are hereby authorized and empowered to grant, bargain and sell land belonging to said company, in such quantity, and for such consideration, as may be agreed upon between the directors of said company and the purchaser, or purchasers thereof, and to divide the proceeds of such sale, or sales, among the stockholders, or reinvest the same in other lands, or in the enlargement of their works.

Authorized to sell land.

Proceeds of sales, relative to.

*SECTION 2. That it shall be lawful for the directors of said company to transport and send the products of their lands, furnaces and works, and to demise and let, to any person, or persons, upon such terms as may be agreed upon, the right to cut and take away timber, and to mine and carry away iron ore, from the lands of said company; also to construct, upon such route as may be deemed most expedient and advantageous, a railroad, with branches and sidings, appropriate thereto, to intersect and connect with the Cumberland Valley railroad, or with any other railroad now constructed, or which may hereafter be constructed, in Cumberland county, with authority to operate, or lease, said railroad, and to borrow money, secured by mortgage thereon; the said South Mountain Iron Company, in building said road, to have all the benefits and privileges, and be subject to all the restrictions of the act regulating railroad companies, passed February nineteenth, one thousand eight hundred and forty-nine.*

Additional privileges granted.

*SECTION 3. That it shall be lawful for the directors of said company, or a majority of them, to adopt a common seal for the use of the corporation, and the certificates of stock and other official acts shall be authenticated by affixing the same; also, to enact such by-laws as may be necessary for conducting the affairs of the corporation; which by-laws shall not be*

Seal.

By-laws.

inconsistent with the constitution and laws of this commonwealth.

Present directors to continue, until election.

Capital stock unappropriated, relative to.

Individual liability.

Reservation.

SECTION 4. That the present directors of the South Mountain Iron Company shall continue in office, until the next annual election, or until their successors are chosen, and any portion of the capital stock of the South Mountain Iron Company, not already appropriated and absorbed in the purchase and acquisition of lands, buildings and works, may be taken and used to build the railroad authorized by this act, and to erect furnaces, and otherwise improve their estate, and enlarge the capacity of their works; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company.

SECTION 5. That the legislature reserves the right to amend, or repeal this act, in such way, however, as to do no injustice to the stockholders of the South Mountain Iron Company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 250.

## An Act

To authorize the school directors of the borough of M'Keesport, Allegheny county, to levy an additional tax, for the payment of bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of M'Keesport, in the county of Allegheny, are hereby authorized and empowered to levy, and assess and collect, once in each year, in addition to the taxes now authorized by law, from all taxable male inhabitants, in said borough, a *per capita* tax, not exceeding twenty-five dollars, and also, a tax upon all taxable property, sufficient, in connection with the *per capita* tax, to pay to each volunteer, under the late call of the President of the United States for three hundred thousand men, a bounty of three hundred dollars; the said taxes to be collected in the same



manner as other taxes, in said borough, are now by law collected.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 251.

## Supplement

To an act to correct an error in the act, entitled "An Act to incorporate the Kensington and New Jersey Ferry Company," approved May fourth, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the eighth section of an act, entitled "An Act to incorporate the Kensington and New Jersey Ferry Company," be amended, by inserting the words, "a railroad," after the word "make," in the third line thereof, so as to read as follows: "That the said Kensington and New Jersey Ferry Company shall have authority to lay out and make a railroad, upon Shackamaxon street, from their ferry, north-westward, to Girard avenue; then along said Girard avenue, on the south-easterly side, across Frankford road, so as to connect with any and all the passenger railroads in that vicinity, let them run in whatever direction they may."

WILLIAM D. BROWN,  
Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 252.

## An Act

To provide for the levying and collection of taxes, for bounty purposes, in East Pike Run township, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of East Pike Run township, in the county of Washington, be and are hereby authorized to proceed, forthwith, to issue bonds to the amount of three hundred dollars, for each recruit that may be necessary to fill the quota of said township, the present, or any future draft that may hereafter be made; and to levy a tax to pay said bonds, on all kinds of property taxable for state and county purposes, in said township.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 253.

## An Act

Relating to bounty taxes, in Rush township, Susquehanna county.

WHEREAS, Norman Granger, of Rush township, Susquehanna county, advanced the sum of two hundred and twelve dollars, for the purpose of filling the quota of said township, under the call of the President of the United States, of July eighteenth, Anno Domini one thousand eight hundred and sixty four:

*And whereas,* It is just and right, the quota of said township having been filled under said call, that said Granger should have refunded to him the money so advanced; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be the duty of the board of school directors of Rush township, Susquehanna county, to levy and collect, by special tax, or otherwise, in said township, a sum, sufficient in amount, to pay to said Norman Granger two hundred and twelve dollars, with interest, from the passage of this act; and the said school directors are hereby authorized and required to pay the same to the said Granger.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 254.

## An Act

To incorporate the Moosic Powder Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That George W. Rand, Samuel Sherrard, John G. Dubois, Edward C. Lynde and Silas Leach, of Luzerne county, their associates, successors and assigns, and all such persons and parties, companies, or corporations, as shall become stockholders in the company hereby incorporated, shall be and they are hereby constituted a body politic and corporate, by the name, style and title of the Moosic Powder Company, to be located at, or in, the county of Luzerne, and state of Pennsylvania; and by said name, style and title, shall have succession and a common seal, with power to alter the same at pleasure; and shall have power to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere; and to appoint all necessary agents and assistants; and may have all the rights and power necessary to carry on, manage and develop their business, as a manufacturing company, in manufacturing powder and other matters connected therewith and incident thereto; and generally to make and manufacture, vend, sell and dispose of all such powder, materials and articles as they may deem proper, or necessary, in the prosecution of their business, and for that purpose, shall have power to purchase and hold, in fee simple, under lease, or otherwise, not exceeding three hundred acres of land; and to purchase and hold all such personal and other property as may be necessary,

Corporators.

Title.

Seal.

Powers and privileges.

or convenient, for the prosecution of their business, and to sell and dispose of the property, real and personal, of said company.

**Organization.** SECTION 2. That a majority of the corporators, herein named, may proceed to open books for subscription to the capital stock of said company, at Scranton, and when seven hundred and fifty shares of stock are subscribed and fully paid, in money, or in property, as herein provided, the corporators, named in this act, or a majority of them, shall call a meeting of the stockholders, for holding the first election of directors of said company; and when said election is made, this act shall take full effect; each share of stock shall be entitled to one vote, and stockholders may vote in person, or by proxy.

**Capital stock.** SECTION 3 That the capital stock of said Moosic Powder Company shall be one hundred and fifty thousand dollars, to be divided into shares of one hundred dollars each, with the right and power, in said company, to increase its capital stock, from time to time, as it may elect, to any sum not exceeding the whole cost, to said company, of its lands, buildings, works, improvements, materials, stocks and other property, but in any event, not to exceed the sum of three hundred thousand dollars; the subscription to the capital stock may be made payable in money, or in real, or personal property, appropriate to the business contemplated by this act, at a fair valuation, to be fixed upon by a majority, in interest, of its stockholders, at the time of such purchase; and such purchase may include the real and personal estate, heretofore belonging to parties associated jointly in business, and known by the name and firm of A. T. Rand and Company.

**Limitation.**  
**Subscriptions, how payable.**

**Management.** SECTION 4. That the affairs of said company shall be managed and conducted by a board of directors, to consist of not less than five, or more than thirteen, as may be determined, from time to time, by the stockholders, at any annual meeting; said board of directors shall be stockholders, and shall be elected annually, after the first election, as hereinbefore provided for, and shall hold their offices for one year, and until their successors are elected; but any failure to elect such directors, annually, shall in no wise impair, or affect, meanwhile, the rights and powers of those holding over, or the rights and interests of said company, in any way; said board of directors shall elect a president, from one of their number, and shall appoint a treasurer, secretary, and such other officers and agents as they may deem necessary to manage the affairs of the company; and shall fill all vacancies, occurring in their own body, until the next succeeding election by stockholders; and a majority of said board shall form a quorum for the transaction of business; they shall have power to make by-laws for the regulation of the affairs of the company, subject to the revision and approval of the stockholders, and not inconsistent with the laws of this commonwealth.

**Election of directors.**

**Officers and agents.**

**Vacancies.**

**Quorum.**

**By-laws.**

**Authorized to borrow money and issue securities therefor.** SECTION 5. That said company may borrow money and create indebtedness, in such way and manner as the board of directors may deem necessary, for the prosecution and management of the business of the same, and issue the securities of said company therefor, in such form and manner, and payable in



such places, as they may deem proper, at a rate of interest, not exceeding seven per cent., and dispose of such securities, in such manner, and at such places, as such board may direct.

SECTION 6. That said company shall pay, into the treasury Bonus to state. of the commonwealth, a bonus of one-half of one per centum, on the capital stock hereby authorized, or hereafter created, in four equal, annual instalments, and such other tax as is now, or may hereafter be, imposed, by law, on corporations; and the stockholders of said company shall be individually liable Individual lia- bility. for all debts due mechanics, workmen and laborers, employed by said company, and for country produce, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three : *Provided*, That executors, administrators, guardians and all other trus- Proviso. tees, who may hold stock in their representative capacity, shall be entitled to represent the same, without being subject to any personal liability therefor, or on account thereof; and that persons holding stock, pledged by the owners thereof, as collateral security, shall not be held personally subject to any liability as stockholders, and shall not be entitled to represent said stock, at the meetings of stockholders, but that the owners thereof shall be entitled to such representation, as fully as though no such pledge had been given : *And provided fur- Reservation. ther*, That the legislature hereby reserves the right to amend, alter, or repeal, this act, at any time, in such manner, how- ever, as shall do no injustice to the stockholders.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 255.

## An Act

To legalize certain acts of the school directors of Upper Saucon, Lehigh county, relative to the payment of bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all loans made, and indebtedness incurred, by the board of school directors of the township of Upper Saucon, Lehigh county, for the purpose of filling the quota of said township, under former calls of the President of the United States for troops, be and the same are hereby legalized and made valid ; and said board are hereby authorized and empowered to levy and collect a tax to cover such loans, or indebtedness.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 256.

## An Act

To incorporate the Episcopalian Newspaper Publishing Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Felix R. Brunot, Alexander H. Vinton, D. D., Thomas, H. Powers, Stephen H. Tyng, S. K. Ashton, M. D., the Reverend Phillips Brooks, Jay Cooke, Richard Newton, D. D., H. Dyer, D. D., the Reverend D. S. Miller, or any five of them, and such other persons as shall unite with them in the undertaking, are hereby empowered to associate themselves together, for the purpose of editing, printing and publishing a weekly religious newspaper, in the city of Philadelphia; and that the said associates, having complied with the provisions of the act of assembly of this commonwealth, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes," approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three, and the supplement thereto, shall be and remain a body corporate and politic, for the purpose aforesaid, subject to the provisions and conditions, and with all the privileges in the said act of assembly, and the supplement thereto, specified : *Provided*, That before the said corporation shall commence business, there shall have been paid into the hands of the

treasurer of said company, on subscriptions to the capital stock, not less than twenty-five thousand dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

No. 257.

## An Act

Relating to the determination of tenancies, in certain cases, in Philadelphia.

WHEREAS, In the city of Philadelphia, great inconvenience and trouble have frequently arisen, from the loss of evidences of the commencement and termination of leases, and periods of letting of property, from year to year, the landlords, in such cases, being unable to give the requisite notice to quit, or to proceed in obtaining possession, and being deprived of the possession of the demised premises at the pleasure of the tenants; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in all cases, in the city of Philadelphia, where there is a lease, or verbal letting, of property, for a term of years, or from year to year, and the landlord, whether the owner, at the time of such lease, or letting, or by purchase, subsequent thereto, has lost the lease, or evidence of the beginning and conclusion of the term, or cannot produce proof of the same, it shall be lawful, at any time after the first year, or after the term of years, as the case may be, for the landlord, desiring to recover possession of the demised property, to give notice, in writing, to the tenant, that he has lost such lease, or is unable to make such proof, and requiring the tenant, within thirty days from the time of service of such notice, to furnish him, in writing, with the date at which his term of tenancy commenced, and such notice, if supported by affidavit, shall be evidence of what it sets forth; if the tenant shall furnish, in writing, the date, as required, such writing shall be evidence of the facts contained in it; but if the tenant shall fail,

or refuse, within thirty days, to comply with the said requirement, the landlord may, at the expiration of that period, give to the tenant three months' notice to quit the premises occupied by him, and shall proceed, thereafter, in the same manner as is now provided in cases of the usual notice to quit at the end of the term: *Provided*, That if the tenant shall make affidavit, within the thirty days aforesaid, that he is unable to comply with the requirement of the landlord, stating the causes of such inability, the landlord shall give six months' notice to the tenant to remove from the demised premises, upon which he shall proceed, as provided in the cases of the three months' notice, as aforesaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 258.

## An Act

To incorporate the Keystone Trust Company, for the transaction of a general agency, trust and loan business.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Commissioners.	That John Williams, M. H. Horn, A. Harry Fuller, James Dykes, J. B. M'Ilwaine, James N. Blundin, be and they are hereby appointed commissioners to receive subscriptions, and to organize a company, by the name, style and title of the
Title.	Keystone Trust Company; and the owners of the shares, herein authorized to be issued, when the company is organized, shall,
Privileges.	under the name and style aforesaid, have perpetual succession, and may purchase, hold and acquire, by any lawful means, estate, real and personal; and the same may use, sell, lease, let, mortgage, transfer and convey, and otherwise dispose of; and may sue and may be sued, plead and be impleaded, contract
Seal.	and be contracted with, and have and use a common seal, and the same may change, at pleasure, and may make by-laws and regulations for the government of their affairs, and may have and use all the rights, powers and privileges, which are, or may be, necessary for them to have as a company, incor-



porated for the purposes herein stated : *Provided*, That the said company shall not, at any time, hold, in this state, more land than may be requisite for the convenient transaction of their business. Limitation.

SECTION 2. That the purpose of this act is to organize an incorporated company, and to authorize them, as such, to become an agency for the purchase and sale of railroad bonds and other securities, and to make advances of money and of credit, to railroad and other improvement companies, and to aid, in like manner, contractors and manufacturers, and to authorize them, as a company, to make all requisite contracts, and especially to receive and hold, on deposit and in trust, estate, real and personal, including the notes, bonds, obligations and accounts of states, and of individuals, and of companies, and of corporations, and the same to purchase, collect, adjust and settle, and, also, to sell and dispose thereof, in any market in the United States, or elsewhere, without proceeding in law, or in equity, and for such price, and on such terms as may be agreed on, between them and the parties contracting with them, and, also, to endorse and guarantee the payment of the bonds, and the performance of the obligations of individuals, and of corporations, and of companies. Powers.

SECTION 3. That the capital stock of said company shall consist of fifty thousand shares, of one hundred dollars each, and the commissioners aforesaid, or a majority of them, may, in person, or by proxy, open books of subscription, at such times and places as they deem expedient, and when five thousand shares shall have been subscribed, and five per centum thereon shall have been paid in, the shareholders may elect five, or more, directors; and the directors of the said company, when it shall have been organized, may and they are hereby authorized and empowered to have and exercise, in the name and behalf of the company, all the rights, powers and privileges, which are intended to be herein given, and may, from time to time, increase their resources, by borrowing money, on a pledge of their property, or without such pledge, or by new subscriptions, not exceeding fifty thousand shares; and any citizen, or subject, company, or corporation, of any state, or country, may subscribe for, purchase and hold shares of the said company, with all the rights, and subject only to such liabilities as other shareholders are subject to; which liabilities are no more than for the payment, to the company, of the sums due, or to become due, on the shares held by them; and when new subscriptions are made, the shares may be issued at par, or sold for the benefit of the holders of the shares, theretofore issued. Capital stock.  
Election of directors, when to be held.  
Their powers.  
Subscriptions to stock, relative to.

SECTION 4 That the by-laws shall prescribe the manner in which the officers and agents of the company shall be chosen, and designate their powers and duties, and their terms of service and compensation; and the principal office shall be in the city of Philadelphia; but the directors, under such rules and regulations as they may prescribe, may establish branches and agencies in Europe and elsewhere, and may deal in exchange, foreign and domestic; but the said company shall not By-laws.  
Principal office.  
Branches may be established.

Prohibition.	exercise the privilege of banking, nor issue their own notes, or bills, to be used as bank notes, or as currency.
Qualifications of directors.	SECTION 5. That three-fifths of the directors of said company shall be citizens of the United States, and a majority of the whole shall reside in this state.
Bonus to state.	SECTION 6. That the said company shall pay to the state treasurer, for the use of the state, a bonus of half of one per centum on the sum requisite to be paid in, previous to the organization, payable in four equal annual instalments; the first payment to be made in one year after the payment on the capital stock shall be made, and, also, a like bonus on all subsequent payments, on account of the capital stock of the said company, or any increase thereof, payable in like manner, and in addition to such bonus, shall pay such tax upon dividends, exceeding six per centum per annum, as is, or may be imposed by law.
Tax upon dividends.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to incorporate the Keystone Trust Company, for the transaction of a general agency, trust and loan business," was presented to the governor, on the eighth day of February, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him, wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, February 28, 1865.

No. 259.

## An Act

To incorporate the Beater Press Hay Company, of York and Adams counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Michael Schall, William Smith, James A. Schall, John Brillinger, Junior, and Eli Kindig, and such other persons as are

Corporators.

now, or hereafter may be, associated with them, and their successors, shall be and they are hereby created a body politic and corporate, by the name, style and title of the Beater Name.  
 Press Hay Company of York and Adams counties, for the purpose of purchasing, packing, and pressing and selling hay Object.  
 and straw, and buying and selling other agricultural products, and by that name, shall have perpetual succession, and shall Privileges.  
 be able to sue and be sued, plead and be impleaded, in all the courts of this commonwealth, and in said name, to take, hold and convey such real and personal estate as may be necessary for the purpose of its organization, and carrying on its business, and to conduct its business, or as much thereof as may be convenient, beyond the limits of the commonwealth; and to make and have a common seal, and the same to break, alter Seal.  
 and renew at pleasure; and to establish such rules and by-laws By-laws.  
 for the government of said corporation, not contrary to the laws and constitution of this commonwealth, as shall be necessary and convenient.

SECTION 2. That the capital stock of said company shall be Capital stock.  
 twenty-five thousand dollars, divided into shares of one hundred dollars each, with power to increase the same to one hundred thousand dollars, at any meeting of the stockholders, convened for that purpose, and that the shares of the capital stock may be transferred, by the owner thereof, or his duly Transfers.  
 authorized attorney, only on the books of the corporation.

SECTION 3. That the affairs of said company shall be managed by a board of five directors, who shall be chosen by the stockholders, at such time and place, and after such notice, as the by-laws of the company may prescribe; said directors Election of directors.  
 shall choose one of their number as president, and shall, also, Officers.  
 elect one person to serve as treasurer and secretary, all of whom, with the directors, shall continue to hold their offices, until others are duly elected and qualified in their stead, as the by-laws may direct.

SECTION 4. That at all meetings of the company, absent stockholders may vote by proxy, duly authorized, in writing, Proxies, relative to.  
 but no proxy shall be deemed valid, unless dated and executed within six months next previous to such meeting, and that, at all the meetings, a majority, in interest, of the stockholders, Quorum.  
 present or represented, shall constitute a quorum.

SECTION 5. That the secretary and treasurer shall be sworn, and shall record, in a book to be kept for that purpose, all the votes of the company, and shall perform such other duties as Duties of secretary and treasurer.  
 may be required of him by the by-laws, and shall give bond, To give bonds.  
 in such amount, and with such security, as may be required by the by-laws, for the faithful performance of his duties.

SECTION 6. That the directors of the company may, from time to time, assess, upon each share of stock, such sums of money as they may think proper, not exceeding, in the whole, the amount at which each share was originally limited; and such sums assessed shall be paid to the treasurer, at such times, and in such instalments, as the directors shall determine; and in case any stockholder shall fail to pay any sum, so assessed, his shares of stock may be sold by the treasurer, Assessments upon stock, payment of.

after due notice, at such place, and in such manner, as may be prescribed by the by-laws.

Time of holding first meeting. SECTION 7. That the first meeting of said company, and the first election of directors, shall be held, at such time and place, as the above-named corporators shall agree upon.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 260.

## An Act

Referring to bounties, in certain districts, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of the First, Third, Fifth, Sixth, Ninth and Tenth wards, Pittsburg, the borough of West Pittsburg, and the townships of Finley and Scott, in Allegheny county, be authorized to levy and collect a poll tax, not exceeding twenty-five dollars, from each and every male resident, in said districts, over the age of twenty-one years: *Provided*, That this act shall not apply to those who have already, or may subscribe and pay, to the treasurer of the bounty fund of either of said districts, the sum of fifty dollars or upward; said poll tax to be applied to the payment of bounties to volunteers, and to be collected the same as other taxes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 261.

*An Act*

To increase the fees of certain county and township officers, and jurors and witnesses, in the county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the fees now allowed by law, it shall be lawful for the sheriff, prothonotary, register of wills and recorder of deeds, clerk of the orphans' court and courts of quarter sessions and oyer and terminer, justices of the peace and constables, for the county of Beaver, to tax and receive an increase of fifty per centum upon the amount of such fees, for all services rendered after the passage of this act.

Increase of fees  
of certain officers  
authorized.

SECTION 2. That the pay of the commissioners and auditors, of said county, shall be three dollars per day, for each day actually spent by them in the discharge of the duties of said offices.

Pay of commis-  
sioners and au-  
ditors.

SECTION 3. That the pay of jurors, in attendance upon the several courts of said county, shall be one dollar and fifty cents per day, and of witnesses, in said courts, one dollar per day.

Jurors and wit-  
nesses.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 262.

*A Further Supplement*

To an act, approved August nineteenth, one thousand eight hundred and sixty-four, entitled "An Act relating to the payment of bounties, in the county of Berks."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of the act, to which this is a supplement, be and the same are hereby extended to the present, or any future requisition of the President of the United States for volunteers; and that in case the commissioners of Berks county, neglect, or refuse, to pay any portion of the bounty provided for by the original act, then and in that case, it shall and may be lawful for the school directors, or boards of supervisors, of said county, to pay the whole amount of bounty to all persons specified in the original act, and also, to all persons who may have, or may hereafter, put in substitutes, to fill the quotas of the several boroughs and townships of said county: *Provided*, That in raising the sum necessary to pay the bounties provided for by the original act, and by this supplement, it shall and may be lawful, for said authorities, to levy a *per capita* tax, not exceeding twenty-five dollars, on each person between the ages of twenty-one and forty-five years, liable to do military duty: *And provided further*, That the amount of bounty, to be raised by taxation, shall in no case exceed the sum of three hundred dollars to each person.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 263.

## An Act

To extend the provisions of the third section of an act, approved the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four," to the counties of Tioga, Butler and Indiana.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the third section of an act, approved the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four," be and the same is hereby extended to the coun-

ties of Tioga, Butler and Indiana; and that any person, in the said counties of Tioga, Butler and Indiana, who has furnished, or shall furnish a substitute, as provided by said section, shall be entitled to receive a bounty, as provided by said third section of said act, as fully, to all intents and purposes, as though said act had originally extended to said counties of Tioga, Butler and Indiana.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The first day of March Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 264.

## A Further Supplement

To an act to incorporate and endow the Pennsylvania Institution for the Instruction of the Blind.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is authorized and required to draw his warrant on the state treasurer, in favor of the managers of the Pennsylvania Institution for the Instruction of the Blind, for the sum of two hundred and seventy-five dollars, for every indigent pupil of this commonwealth, taught in the school of said institution, to be paid quarterly, from and after the first day of January, one thousand eight hundred and sixty-five: *Provided*, That the sum, so paid, in any one year, shall not exceed thirty thousand two hundred and fifty dollars: *Provided further*, That in the application for instruction in said institution, preference shall always be given to indigent pupils of this commonwealth: *Provided*, This act shall extend, or be in force, for the period of four years from the date hereof, and no longer.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 265.

*An Act*

For the better security of the city of Philadelphia from dangers, incident to the refining, or improper and negligent storage, of petroleum, benzine, benzole, or naptha.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

The refining or manufacturing of petroleum, within certain limits, prohibited.

Restrictions as to storage of the same.

License therefor to be obtained from the mayor, upon certificate of fire marshal.

Persons, who have erected iron tanks, &c., not liable to provisions, until one year after passage of act.

Proviso.

That after ninety days from the passage of this act, no petroleum, benzine, benzole, or naptha, shall be refined, or manufactured, within the city of Philadelphia, on the eastern side of the river Schuylkill, between Allegheny avenue and Mifflin street, excepting thereout the area southward of Washington street, and between the river Schuylkill and Thirtieth street, or on the western side of the river Schuylkill, south of Girard avenue, and east of Forty-third street; nor shall the same be kept, or stored, in any building, or other premises, within such limits, in any greater quantity, at any one time, than twenty-five barrels of refined petroleum, and one barrel of crude petroleum, and one barrel of benzine, benzole, or naptha, respectively; the said barrels to be kept, or stored, in buildings with cellars of sufficient depth, or in premises properly excavated, or embanked, to prevent any overflow of the fluids therefrom, under forfeiture, as hereinafter directed, of the entire quantity of each and all of the said articles of merchandize, that shall be so refined, kept, or stored, contrary to the restrictions of this act: *Provided*, That it shall not be lawful to keep, or store, the said quantities of refined petroleum, crude petroleum, benzine, benzole, or naptha, within the designated limits, without license therefor, first had from the mayor of the city of Philadelphia, upon due certificate, to be given by the fire marshal of the said city, that the cellar, excavation, or premises, in which storage, as aforesaid, shall be authorized, will afford reasonable security from special danger, in case of accidents, or fire, for which license, the sum of ten dollars shall be paid to the city treasury; and such license to be renewed for each calendar year, upon annual payment as aforesaid: *Provided*, That those persons engaged in the business of refining petroleum, within the above limits, who have erected iron tanks and other suitable and safe protection against the escape and dispersion of the same, which fact shall be certified by the fire marshal to the mayor, shall not be subject to the provisions of this act, until the expiration of one year from the passage hereof: *And provided further*, That nothing, herein contained, shall prevent the refining, storing, or depositing of crude, or refined petroleum, or coal oil, on the west side of the Schuylkill, east of Thirtieth street, between Bridge street and



Arch street, and between Chestnut street and South street, on premises, with sufficient excavations, or embankments, to prevent the overflow, or escape of the oil, so refined, stored, or deposited, in case of fire, or accident: *And provided further*, That no refining of petroleum, benzine, benzole, or naptha, shall be carried on, within five hundred feet of the east, or west side of the river Schuylkill, within the said city, north of the line of Girard avenue. Proviso.

SECTION 2. That it shall be lawful to refine, manufacture, store and keep petroleum, benzine, benzole and naptha, in such quantities as may be desired, in those portions of the city of Philadelphia, east and west of the river Schuylkill, not included within the limits designated in the first section of this act, for prohibition therefrom: *Provided*, That the same be at least one hundred feet distant from any dwelling, without the written consent of the owner thereof: *And provided further*, That a license be first had from the mayor of the city of Philadelphia, for which ten dollars shall be paid into the city treasury, and likewise, for the annual renewal thereof, after certificate, to be given by the fire marshal of the said city, upon actual survey and inspection of the building, or premises, in which said commodities shall be refined, kept, or stored, or are designed so to be, that the said buildings, or premises, have suitable tanks, cellars, excavations, or embankments, to prevent the overflow, or escape, of petroleum and like commodities, in the event of accident, or fire; which certificate of survey and inspection shall be returned to the mayor; whereupon, if the same be approved by him, he shall issue his license in accordance with the provisions of this act. Petroleum, &c., may be manufactured, refined and stored, within certain limits.  
Proviso.  
License therefor.  
Certificate to be given by fire marshal.

SECTION 3. Whenever any inhabitant of the said city shall make oath, or affirmation, before the mayor of the city of Philadelphia, which shall afford probable cause to believe that any petroleum, benzine, benzole, or naptha, is improperly stored, kept, or refined, contrary to the provisions of this act, it shall be lawful for the said mayor to issue his warrant, or warrants, to any police officer of the said city, or other fit persons, commanding him, or them, to search for such petroleum, benzine, benzole, or naptha, wherever the same may be, in violation of any of the provisions of this act, and if found, to seize and take possession of the same, and cause the same to be removed to such safe place as the mayor shall thereupon designate, in writing. Mayor may issue warrant for search and seizure, upon information made of any violation of the provisions of this act.

SECTION 4. All actions, or suits, for the recovery of any petroleum, benzine, benzole, or naptha, which may have been seized and detained, by virtue of the provisions of this act, or for the value thereof, or for damages sustained, by the seizure, or detention, thereof, shall be brought against the Philadelphia association for the relief of disabled firemen, and shall be commenced, within one calendar month after such seizure shall have been actually made; and in case no action, or suit, shall have been commenced, within such period, such petroleum, benzine, benzole, or naptha, shall be deemed absolutely forfeited to said Philadelphia association for the relief of disabled Actions for recovery of petroleum, &c., seized, how to be brought.

firemen, and may be immediately delivered up to the proper officers thereof, for its use.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 266.

## A Further Supplement

To the act incorporating the city of Harrisburg, providing for authority to borrow one hundred thousand dollars, and the election of an additional councilman, and relating to the election of school directors.

Council authorized to borrow an additional sum of money.

How to be applied.

Sixth ward entitled to two councilmen

Election of school directors, relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the authority conferred by the twenty-seventh section of the act incorporating the city of Harrisburg, the common council, of the city of Harrisburg, is hereby authorized to borrow, on the credit of said city, any sum, or sums of money, not exceeding one hundred thousand dollars, and issue certificates of indebtedness therefor, in the manner prescribed by said act of incorporation: *Provided,* That said money shall only be applied to improvement purposes, such opening and grading the streets, enlarging and extending the sewers, extending the water pipes into the Susquehanna river, and making such other improvements, from time to time, as may be necessary.

SECTION 2. That the Sixth ward, of the said city of Harrisburg, shall, hereafter, be entitled to two members in the common council of said city, who shall be elected, as already provided in the charter of said city.

SECTION 3. That hereafter, the First, Second, Third and Fourth wards of the city of Harrisburg, shall each be entitled to, and elect separately, three school directors; each of said wards, at the next municipal election, shall elect three qualified persons to serve as school directors, one for the term of one year, one for the term of two years, and one for the term of three years; and each of said wards shall, annually, thereafter, elect one qualified citizen, to serve as school director, for the term of three years. The Fifth and Sixth wards, of said

city, shall each, hereafter, be entitled to, and elect severally, two directors, one to serve for the term of two years, and one to serve for the term of three years; and at the expiration of the terms of the school directors, so elected, and that of their successors, each of the said wards shall, separately, as often as may be necessary, elect one qualified citizen, to serve for the term of three years: *Provided*, That the terms of office of the present directors, in the several wards aforesaid, shall expire and terminate, at the next municipal election in said city. Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 267.

## An Act

To unite the colleges of Jefferson and Washington, in the county of Washington, and to erect the same into one corporation, under the name of Washington and Jefferson College.

WHEREAS, By reason of the multiplication of incorporated seminaries of learning, in this state, and in adjoining states, and of the enlarged and growing demand for the highest attainable excellence in such institutions, the close proximity of the two colleges, of Jefferson, at Canonsburg, and of Washington, at Washington, in the county of Washington, has been found to impede the advance of education, and to discourage the friends and patrons of those colleges, in their efforts to sustain and endow them: Preamble.

*And whereas*, For these, and other good and sufficient considerations, the trustees of those colleges have agreed upon a union thereof, and have besought this general assembly to give thereto the sanction and aid of a legislative enactment; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the colleges of Jefferson, at Canonsburg, incorporated by an act of assembly, approved the fifteenth day of January, Anno Domini one thousand eight hundred and two, and of Washington, at Washington, incorporated by an act of as- Incorporation.



Title.	<p>sembly, approved the twenty-eighth day of March, Anno Domini one thousand eight hundred and six, shall hereafter be one corporation, in fact and in law, under the name of Washington and Jefferson College; which corporation, by said name, shall possess and enjoy all the capacities, powers, privileges, immunities and franchises, which were conferred upon, and held by, said colleges of Jefferson and Washington, and the trustees thereof, with such enlargements, and subject to such changes therein, as as are made by this act.</p>
Privileges.	<p>SECTION 2. That all the real and personal property, of every nature and kind whatsoever, now held and possessed by, or in trust for, said colleges, or corporations, of Jefferson and Washington, severally, with all endowment funds, choses in action, stocks, bequests and devises, and other rights whatever, to them and each of them belonging, or in any wise pertaining, are hereby transferred to, and vested in, the corporation hereby created; and all the several liabilities of said two colleges, or corporations, by either of them suffered, or created, including the scholarships, heretofore granted by, and now obligatory upon, each of them, are hereby imposed upon and declared to be assumed by the corporation hereby created, which shall discharge and perform the same, without diminution, or abatement.</p>
All the property, funds, bequests, &c., of both colleges, transferred to the corporation, hereby created.	
Liabilities to be assumed	
Objects.	<p>SECTION 3 That the objects of said corporation shall be the cultivation and advancement of literature and science, and of morality and religion, without regard to sect, or creed, by the education of youth of the male sex, in classical learning, including ancient and modern languages, in mental and moral philosophy, and in the useful arts and sciences, and to promote and encourage high attainments therein, and in the learned professions, by conferring, upon those found worthy thereof, the degrees of merit and honor, heretofore known and conferred, or which may, hereafter, be adopted and conferred, by like institutions, in any of the United States of America.</p>
Board of trustees, election of.	<p>SECTION 4. That the said corporation shall consist of a board of trustees, of thirty-one persons, all of whom shall be citizens of the United States of America, and at least sixteen thereof shall be, also, citizens of this commonwealth; they shall be chosen, and have perpetual succession, in the manner following, to wit: within thirty days after the passage of this act. the present board of trustees, of each of said colleges of Jefferson and Washington, shall meet at some convenient place, upon ten days' notice, and choose fifteen persons, duly qualified, at least eight of whom shall be citizens of this commonwealth, to be trustees of the college hereby erected, of which election a record shall be made, and a copy thereof, duly certified, and with the corporate seal thereto affixed, shall be transmitted to the first meeting of the new board, to be by them filed and recorded; thereupon, the secretaries of said meeting shall cause notices to be given, by mail, and by publications in one or more newspapers published in the county of Washington, and in the city of Pittsburg, to and of the persons so chosen, and designating a convenient place and day, within twenty days thereafter, for the first meeting and organization of the new board, and for the transaction of such</p>
Notice of first meeting.	



other business as shall pertain to the establishment and interests of the new college, hereby erected.

SECTION 5. That upon the assembling, at the time and place appointed, of at least a majority of the thirty persons, so chosen, (or if a majority do not then and there convene, then upon such majority convening, on some other day, to which a less number assembled may adjourn, at the same, or some other place,) they shall, after having taken and subscribed the oath, or affirmation, hereinafter prescribed, choose one of their number to be president of the board, and another thereof to be secretary; thereupon, they shall choose some other citizen of the United States, not a resident of the county of Washington, to be the thirty-first trustee, and transact whatever other business, relating to the college, they may deem to be required of them; all vacancies, occurring thereafter, in the board, shall be filled by the concurrent vote of a majority of the members present, at any stated meeting, duly convened and constituted, but the existence of one, or more, vacancies, in the membership, shall not invalidate any act of the board, which shall be otherwise lawful and regular; at all subsequent meetings of the board, any number, not less than ten, shall be a quorum, competent for the transaction of any business, by the concurrent vote of a majority of the members present.

Organization.  
Vacancies, how filled.  
Quorum.

SECTION 6. That before entering upon the discharge of any official duty, each of the trustees of said college shall take and subscribe, in a book, an oath, or affirmation, that he will, according to the best of his knowledge and ability, while holding the office of trustee, be true and loyal to the interests of Washington and Jefferson College, and to the constitution and government of the United States of America, and of the state of Pennsylvania; at the first meeting of the board, said oath, or affirmation, shall be administered, by some judge, or justice of the peace, to the members then in attendance; thereafter, the same may be administered by the president, or any other duly qualified member of the board.

Oath to be taken by trustees.  
How to be administered.

SECTION 7. That stated meetings of the board of trustees shall be held, at least once in each year, at such times as the board shall, by standing rule, appoint, which meetings may be adjourned, from time to time, and from place to place; special meetings may be held, at such other times as occasion may require, upon call by the president, or any three members; at least ten days' notice, previous thereto, shall be given of all meetings, in such manner as the board shall, by standing rule, prescribe, and all meetings shall be held in some of the college buildings, to be designated, unless otherwise specially ordered; but no business shall be transacted, at any special, or called meeting, other than such as shall pertain to the object, or objects, thereof, as made known by the call.

Stated and special meetings, when and where to be held.

SECTION 8. That all the property, funds and interests of the corporation and college, shall be under the care, control and management of the board of trustees, who may, from time to time, commit the collection, keeping and disbursement thereof, to such committees, officers and agents, as they shall deem requisite and proper, prescribing to them, severally, by stand-

Control and management of property, funds, &c., relative to.

Accounts of receipts and disbursements to be submitted annually. ing rules, or otherwise, their powers and duties; at least once in every year, a detailed account, or accounts, of the receipts and disbursements of the corporation, or college, funds, and of the amount, management and condition, of all the property and rights of the corporation, shall be submitted, by the proper officers and agents, to the board of trustees, which, after examination and correction, if necessary, and approval, shall be entered upon the minutes, at length, or in such part, or parts, as shall be ordered.

Trustees to appoint a president, vice president and professors. SECTION 9. That the board of trustees shall, from time to time, as required, appoint a president and a vice president of said college, and such other professors, or instructors, therein, and of the departments thereto pertaining, as they shall deem necessary and proper, each of whom shall be a citizen of the United States of America; they shall hold their places at the will of the board, and shall receive, for their services, such salaries, or compensation and emoluments, as the board may, from time to time, determine, or as may be agreed on.

Salaries to be fixed by the board. SECTION 10. That the course of instruction and studies, to be pursued in said college, shall be such as to conform to its objects, as declared in the third section of this act, and shall be divided into four periods, or classes, denominated the freshman, sophomore, junior and senior classes, each to comprise such studies as are pursued in the best colleges in the United States, and as the president, vice president and professors shall, from time to time, prescribe, with the approval of the board of trustees; which course of studies shall extend, not less than three, nor more than four years: *Provided however*, That students, who have previously pursued any of the studies of those classes, may be graduated, at the end of a shorter period, and students, found to be deficient, may be required to remain for a longer period.

Course of studies. Division into classes. Proviso. SECTION 11. That in addition to the aforesaid collegiate periods, or classes, and the studies appropriate thereto, there shall be as integral parts of said college, a scientific department, and a preparatory department. The scientific department shall be such as to afford facilities for instruction in the higher branches of the English education, and in such of the modern foreign languages as are most useful and common, in natural sciences, belles lettres, mathematics, civil and military engineering, and the mechanic arts, so as to qualify students therein for the various business avocations of life, and the degree of S. B. shall be conferred upon the graduates of said department, although they may not have pursued such a course of study in the college, as to entitle them to any other degree. The preparatory department shall be of a high grade, and shall include such studies as will qualify those seeking instruction therein, for admission to the freshman class of the college, or to the scientific department.

A scientific department to be established. SECTION 12. That there shall, also, be established, in connection with, and as a part of, said college, an institution, to be known as the Department of Agriculture and Art, the leading object of which shall be, to teach such branches of learning as are related to agriculture and the mechanic arts: *Provided*, An adequate fund, for the establishment and endowment thereof,

The preparatory department. A department of agriculture authorized. Proviso.

shall be obtained from the state of Pennsylvania, or otherwise, and graduates therein shall have conferred upon them a suitable degree.

SECTION 13. That the studies of the senior, junior and sophomore classes of said college, shall be pursued at, or near, Canonsburg, in the county of Washington, and those of the freshman class, and of the scientific and preparatory departments, and of the department of agriculture and art, at, or near, Washington, in said county, and in appropriating the income, derived from the endowment funds of said corporation, a sum equal to at least one-third, and not exceeding one-half part thereof, shall be exclusively devoted, and applied by the board of trustees, to the use, support and benefit of the class, and departments at, or near, Washington, in addition to the income which may be derived from the fund, or funds, pertaining to the department of agriculture and art, which shall be wholly and inviolably appropriated thereto: *Provided however,* That nothing, herein contained, shall be construed so as to divert any gift, grant, devise, or bequest, or the income, or profits thereof, from the specific departments, professorships, studies, or classes, intended, according to the true intent and meaning of the deed, last will and testament, or other writing, giving, or founding, the same.

Studies of the respective classes and departments, where to be pursued.  
Appropriation of income derived from endowment funds, relative to.

Proviso.

SECTION 14. That the president and vice president of the college, besides doing the duties pertaining to their offices as such, shall each be a professor of, and give instruction in, such studies as shall be committed to him, by the board of trustees. The president and the professors of the studies of the senior, junior and sophomore classes, shall be charged with the instruction, government, and discipline of the students in those classes, and the vice president and professors, or instructors, in the studies of the freshman class, and of the departments aforesaid, shall be charged with the instruction, government and discipline of the students, or pupils, therein, subject, in all cases, to the direction and control of the board of trustees; the president shall, also, have the general charge and supervision of all the classes and departments, and may, as often as occasion shall require, take to his counsel and assistance, in matters of study, government and discipline, the vice president, and any, or all, of the professors; suspensions, or expulsions, from the college, or any of its privileges, or departments, shall be subject to the revision, modification, or reversal, of the board of trustees, and no person shall be excluded therefrom, on account of the religious sect, or denomination, to which he belongs, or adheres: *Provided,* He shall demean himself in a sober, orderly manner, and conform to the lawful rules and regulations of the college.

Duties and powers of the president, vice president and professors, in the instruction and government of students.

SECTION 15. That the president and vice president, and professors of the college and its departments, shall be known as the Faculty. All diplomas, or certificates of degree, which to students shall be awarded, upon examination and approval by the board of trustees, or a committee thereof, shall be signed by the faculty, and have the common seal of the corporation thereto affixed.

Diplomas and certificates of degrees to be signed by the faculty.



Land held to be  
exempt from  
taxation.

Proviso.

No gift, devise,  
bequest, &c., to  
be rendered  
void by misno-  
mer.

Proviso.

Dissolution of  
the original  
corporation.

SECTION 16. That the said corporation shall have the right to hold, free from any taxes, state or municipal, such lots, or parcels of land, as may be needful and convenient, for buildings for the college, and for residences for the president, vice president and professors, with the appurtenances: *Provided*, The same shall be so used, and shall not, in the aggregate, exceed twenty acres; and should the department of agriculture and art, aforesaid, be established, then, an additional quantity, not exceeding two hundred acres, if used therefor, shall be, in like manner, free from taxation.

SECTION 17. That no gift, grant, devise, or bequest, to, or for, the use of said corporation of college, or any department, or part, thereof, shall be adjudged to be null and void, or fail to have effect, by reason of any misnomer thereof, in the deed, will, or other writing, giving or granting the same: *Provided*, The intent of the donor, grantor, or testator, shall sufficiently appear by the same, or some other writing, duly authenticated, nor shall any such gift, grant, devise, or bequest, be declared void, because the deed, last will, or other writing, conveying, giving, or confirming the same, was not made more than one calendar month before the death of the donor, grantor, or testator, and no non-user, or unintentional mis-user, of the corporate powers and franchises conferred by this act, or any of them, shall work a forfeiture thereof.

SECTION 18. That from and after the organization of the corporation, hereby created, as herein provided, the colleges of Jefferson and Washington, named in the first section of this act, shall be dissolved, except so far as may be found necessary to enable them to close up their business affairs, and to perfect the transfers of their property and rights to the corporation, by this act created.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 268.

*An Act*

To authorize William L. Wilkinson to sell and convey certain real estate, in the borough of Uniontown, and county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William L. Wilkinson, of the borough of Brownsville, and county of Fayette, be and is hereby authorized to sell and convey a certain house and lot, situated on Morgantown street, in the borough of Uniontown, Fayette county, being the property conveyed by deed, dated January second, Anno Domini one thousand eight hundred and fifty-two, from John J. Snazee and Ellen, his wife, to John M. Austin, Zalmon Ludington, P. H. Hellen, David S. Knox, John R. Means, Josiah King, Letitius Lindley, David Phillips and M. A. Ross, trustees, in trust for the Uniontown district of the Methodist Episcopal church, and to insert, or disburse, the proceeds of said sale, under the direction of the board of stewards of the Uniontown district of the Pittsburg conference of said church, to be chosen for the next conference year.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 269.

*An Act*

To prevent cattle, horses, sheep and hogs from running at large, in the county of Franklin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of an act, entitled "An Act to prevent cattle, horses, sheep and hogs from running at large, in the

county of Delaware," approved February twenty-two, one thousand eight hundred and sixty, be and the same are hereby extended to the county of Franklin.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 270.

## An Act

Supplementary to an act for the relief of wives deserted by their husbands, in the county of Berks, approved May third, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the costs of all proceedings, by virtue of said act, shall be the same as are now allowed, by law, in surety of the peace cases, to be imposed in like manner.

Costs of proceedings.

SECTION 2. That the proceedings allowed by said act shall be prosecuted in the name of the commonwealth, and that the prosecutrix shall be a competent witness, on the part of the commonwealth.

Prosecution, relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 271.

## An Act

To authorize the chief burgess and town council of the borough of Columbia to borrow money, for the purpose of building a hall and market house.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief burgess and town council of the borough of Columbia be and they are hereby authorized and empowered to borrow, on the credit of said borough, any sum, or sums, of money, not exceeding twenty-five thousand dollars, and to issue bonds, or certificates of indebtedness, therefor, under the corporate seal of said borough of Columbia, attested by the chief burgess and president of the town council, for the time being, in sums of not less than one hundred dollars each, payable at such times as the said town council shall determine, not exceeding ten years from the date of issue, at a rate of interest, not exceeding six per centum per annum; which interest shall be payable annually, to the holder, or holders, of such bond, or bonds, certificate, or certificates; and the said chief burgess and town council shall have authority, and they are hereby authorized, from time to time, and as often as the same may be necessary, to raise, by taxation, in the manner pointed out by existing laws, for that purpose, such sum, or sums, of money, as will be necessary to pay the principal and interest, or the interest alone, of said bond, or bonds, certificate, or certificates: *Provided*, That such money, when borrowed, shall be applied only to the erection and completion of such hall and market house, as aforesaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 272.

**An Act**

Explanatory of an act, approved the eighth day of April, one thousand eight hundred and sixty-four, entitled "A further supplement to an act, entitled 'A supplement to an act to regulate the sale of intoxicating liquors, approved April twentieth, one thousand eight hundred and fifty-eight.'"

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the compensation for the services of each commissioner, allowed in the provisos in the said act, shall be deemed and construed to be as follows, viz: each commissioner shall receive the sum of one dollar, which shall include clerk hire, advertising, stationery and printing, to be paid by the applicant.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**

Speaker of the Senate.

**APPROVED**—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

**A. G. CURTIN.**

No. 273.

**An Act**

To authorize the directors of the poor of Schuylkill county to sell land.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the poor of Schuylkill county be and they are hereby authorized to sell from twenty to twenty-five acres of land, adjoining the borough of Schuylkill Haven, belong-



ing to the alms-house farm ; the proceeds of the sale to be applied to the support and maintenance of the poor of said county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 274.

## An Act

To annex the real estate of William M'Sherry, in Germany township, Adams county, to the borough of Littlestown, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate of William M'Sherry, in the township of Germany, in the county of Adams, adjoining the borough of Littlestown, in said county, is hereby annexed to said borough, for school purposes, and the occupants of said real estate shall have the privilege of sending their children to the public schools of the borough of Littlestown, as though they were residents of said borough ; and all taxes levied, or assessed, upon the said real estate, by the school directors of Germany township, shall be paid over, by the treasurer of said school board, to the treasurer, or collector, of the school board of the borough of Littlestown.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 275.

**An Act**

For the preservation of sheep, and for the compensation of owners of sheep destroyed by dogs, by a tax on dogs, in Cumberland county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Annual returns  
of dogs to be  
made by assess-  
ors.

Commissioners  
to levy a tax.

How to be col-  
lected.

Compensation.

Appropriation.

Evidence of  
ownership.

Auditors to as-  
certain dama-  
ges sustained  
by owners of  
sheep.

Commissioners  
to draw warrant  
therefor.

That it shall be the duty of the commissioners of the county of Cumberland, and they are hereby required, to cause an accurate return to be taken annually, by the assessors of the townships, wards, or districts, within their county, of all dogs over one month old, owned, or possessed, by any person, or persons, in their respective townships, wards, or districts, particularly noting the number owned, or possessed, by each person, or kept about one house; and when the said commissioners shall have thus ascertained the number, they shall levy, and cause to be collected, annually, from person, or persons, owning, or possessing, one dog, fifty cents; for every second dog, kept about the same house, one dollar, and for every additional dog, two dollars, by the collectors of the several townships, wards, or districts, at the same time and in the same manner the county rates and levies are collected, for which, the said collector shall be allowed five per cent, out of the money so collected, and of which the county treasurer shall keep separate accounts; and the said money is truly appropriated, as a fund for remunerating the inhabitants of the said county, for any loss they may sustain by sheep being destroyed by a dog, or dogs.

*SECTION 2.* A dog kept, or staying, about any house, shall be deemed sufficient evidence of ownership, to authorize the assessor to return the person who occupies the same, as the owner, or possessor, of such dog, or dogs; and any person, who attempts to evade the operation of this law, shall be liable to pay double tax thereof; any and every dog, not returned, shall be deemed to have no owner, and may be lawfully killed by any one seeing him.

*SECTION 3.* The auditors, appointed to settle the accounts of supervisors, shall be a commission to ascertain the amount of loss sustained by any individual, by dogs destroying sheep, and they, being first duly sworn, shall have power to examine into all cases, by the testimony of witnesses, or otherwise, and when they shall be satisfied that sheep have been destroyed by dogs, they, or any two of them, shall certify the same, under their hands and seals, to the commissioners, who shall draw their warrant on the treasurer, for the amount to be paid out of the dog fund, then on hand, or which shall thereafter come to hand; and the said commissioners shall each receive one dollar, for their services.

SECTION 4. In all cases where the said auditors shall be called upon to ascertain damages, under this act, they shall inquire whether the person, whose sheep were destroyed, was the owner of any dog, or dogs, and whether the same were returned and taxed, and if they, or any of them, were not so returned and taxed, then, such person shall receive no damages; and with regard to this inquiry, the said auditors shall also make return to the commissioners.

Duties of auditors, in the examination of such cases.

SECTION 5. The surplus money, remaining in the treasury, on the first day of May, annually, arising from the tax on dogs, shall be applied to the funds of the Cumberland County agricultural society; and which the said society shall expend in the purchase of rams and ewes, of pure blood, which shall be placed, by them, in such place, or places, in the said county, whereby the greatest benefit, to farmers, may be realized therefrom.

How surplus funds to be applied.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 276.

## An Act

To enable the school directors of Perkiomen township, Montgomery county, to levy and collect an extra tax, for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the school directors of Perkiomen township, Montgomery county, to levy and collect a tax, in addition to the school tax, in said township, a sum sufficient to meet the indebtedness of said township, in filling the quotas: *Provided,* The tax for this purpose shall not exceed the sum of twenty-two hundred dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 277.

## An Act

Relative to bounties, in the Fourth ward, Allegheny city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the Fourth ward, Allegheny city, are, under the general bounty act, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, to levy and assess taxes to pay a bounty to volunteers, hereby authorized to assess, levy and collect, on all objects, persons, or property, made taxable for state or county purposes, a tax, sum, or rate, not exceeding three per cent., on all property subject to taxation by the laws of this commonwealth, whether real, personal, or mixed; and in addition thereto, said school directors are hereby authorized and empowered to assess, levy and collect, from each male taxable, in said ward, such sum, or tax, as said board may deem right, not exceeding twenty-five dollars upon any one taxable inhabitant; said school directors are hereby authorized and empowered to appoint as many collectors as they may deem necessary, whose duty it shall be to proceed and collect said tax forthwith; said collectors to have all the power and authority to enforce the collection of said tax, granted under the existing laws of this commonwealth, for the collection of any other tax.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 278.

**An Act**

To authorize the commissioners of Delaware county to pay bounty to drafted men.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Delaware county are hereby authorized and empowered to pay bounties to each and every citizen, of said Delaware county, who may be drafted and mustered into the military service of the United States, under the pending call of the President of the United States, for three hundred thousand men, and upon any future call by said authority; and, also, to any citizen of said county, who shall be so drafted, and shall furnish an acceptable substitute, who shall be mustered into said military service, and credited to said county of Delaware. The said bounties, to be so paid, not to exceed the sum of three hundred dollars to any one person.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 279.

**An Act**

Relating to bounties, in certain districts, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors, or election officers, of each of the following districts, to wit: the Seventh ward, in the city of Pittsburg, the boroughs of Monongahela and Sewickley, in the county of Allegheny, and the townships of Fawn, M'Clure,

School directors, or election officers of certain districts authorized to levy a *per capita* tax.

Tax on property authorized, in certain wards and townships.

Exemptions.

Collection.

Mifflin, Ohio, Penn, Pine, Ross and Upper St. Clair, in said county, in addition to all bounty taxes already authorized, are hereby authorized, if necessary, to levy and collect a *per capita* tax, not exceeding twenty-five dollars, upon each male taxable inhabitant over the age of twenty-one years, to be expended in paying bounties to volunteers, under the last call of the President of the United States.

SECTION 2. That the school directors, or, in case of their refusal, the election officers of the Third, Fifth, Sixth, Seventh, Eighth, Ninth and Tenth wards, of the city of Pittsburg, and the townships of Fawn and Mifflin, in the county of Allegheny, in addition to the bounty taxes now authorized by law, are hereby empowered to assess, levy and collect, from all property taxable for county purposes, any sum, not exceeding three per cent. : *Provided however*, That the persons and property, exempted by the fourth section of the act of twenty-fifth of March, one thousand eight hundred and sixty-four, relating to the payment of bounties to volunteers, be also exempted under this act : *And provided further*, That said taxes shall be collected in the manner that school taxes are now collected, and shall be expended for the payment of bounties to volunteers, under the last call of the President of the United States.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 280.

## An Act

To authorize the supervisors of Middlebury, Sullivan, Covington and Jackson townships, Tioga county, to pay bounties to volunteers and drafted men.

Supervisors of certain townships authorized to borrow money and levy taxes, for payment of bounty to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the supervisors of Middlebury, Sullivan, Covington and Jackson townships, Tioga county, are hereby authorized and empowered to offer and pay bounties to volunteers, to fill the quota of said townships, under the last call of the President of the United States, for three hundred thousand men, not

exceeding four hundred dollars each ; and they are hereby authorized to borrow money, and levy taxes, in accordance with the act of assembly, relating to bounties in Tioga county, approved August twenty-fifth, A. D. one thousand eight hundred and sixty-four, to pay the same.

SECTION 2 It shall and may be lawful for the supervisors of the townships of Middlebury, Sullivan, Covington and Jackson, aforesaid, to pay three hundred dollars each, to drafted men, under the present call of the President, for three hundred thousand men, to fill the quota of said townships: *Provided*, They actually enter the service and are credited to the said townships of Middlebury, Sullivan, Covington and Jackson; and the supervisors are hereby authorized to borrow money and levy taxes, in accordance with the act of assembly, approved August twenty-fifth, one thousand eight hundred and sixty-four, to pay the same: *Provided*, The *per capita* tax may be increased to not exceeding fifteen dollars, in the townships of Sullivan and Jackson, and be assessed only upon and collected from persons enrolled for military duty, who have not been in actual service, and able-bodied men, between the years of twenty-one and forty-five, residing in said townships, who are not enrolled.

Bounty to drafted men authorized.

*Per capita* tax in Sullivan and Jackson townships.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 281.

## An Act

Authorizing the authorities of the borough of Adamstown, and the board of school directors of the township of East Cocalico, in the county of Lancaster, to levy a special bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That for the purpose of enabling the authorities of the borough of Adamstown, and the board of school directors of the township of East Cocalico, in the county of Lancaster, to pay off the balance of their indebtedness, incurred in paying an excess of bounties to volunteers, in filling the quotas of their respective districts, under the call of the President of the

United States, for five hundred thousand men, in July last, they are hereby authorized to levy and collect a special bounty tax, not exceeding the rate of one-half of one per centum upon the last adjusted valuation of their respective districts, with power to collect the same, as provided for by an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 282.

## An Act

In relation to payment of bounties to drafted men.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

School directors of Hanover township, Luzerne county, authorized to issue bonds, for payment of bounties to drafted men.

That the school directors of Hanover township, Luzerne county, are hereby authorized and required to issue bonds of said township, and raise money thereon, sufficient to pay to each enrolled man, who is liable to draft, and who shall be drafted from the said township, and mustered into the military service of the United States, the sum of three hundred dollars.

May levy tax therefor.

SECTION 2. That the said school directors shall, also, have power to levy and collect taxes, the same as now authorized for bounties, for the payment of the said bonds.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 283.

## An Act

Relative to bounties, in Washington and Lower Mahanoy townships, Northumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the supervisors, or other proper authorities, of the townships of Washington and Lower Mahanoy, Northumberland county, be and they are hereby authorized to levy and collect a capitation tax, in addition to the bounty taxes, now authorized by law, of twenty-five dollars, upon all persons liable to draft in said townships, for the purpose of paying the excess of bounties over and above the three hundred dollars, now authorized to be collected: *Provided*, That not more than one said tax shall be levied, in any one year: *And provided further*, That said tax shall only be applied to the present, or any future, call for troops, by the President of the United States.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 284.

## An Act

Relating to bounties, in the Second ward, Allegheny city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the school directors of the Second ward, Allegheny, be authorized to levy and collect a poll-tax, not exceeding twenty-five dollars, from each and every male resident in said ward, over

the age of twenty-one years : *Provided*, This act shall not apply to those, who have already, or may subscribe and pay to the treasurer of the Second ward, Allegheny city, bounty fund, the sum of fifty dollars, or upwards; said poll tax to be applied to the payment of bounties to volunteers, and to be collected the same as water, or other city taxes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 285.

## An Act

Authorizing the school directors of North Woodbury township, Blair county, to levy a tax to pay indebtedness incurred by paying bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the school directors of North Woodbury township, Blair county, or a majority of them, shall be authorized to levy and collect a tax, in the year one thousand eight hundred and sixty-five, not exceeding one cent on the dollar of the last adjusted valuation and assessment, for county purposes, including a *per capita* tax, of not more than five dollars, on all taxable male inhabitants, for the purpose of paying additional bounty to volunteers : *Provided*, The amount of tax, so assessed, shall not exceed the sum of twenty-five hundred dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 286.

## An Act

To authorize the school directors of Shrewsbury township, York county, to levy and collect the whole amount of bounty tax, in one year.

WHEREAS, The township of Shrewsbury, county of York, and state of Pennsylvania, did at certain public meetings, held in said township, for the purpose of raising bounties and procuring volunteers, to fill the quota of said township, (under the call of the President, for five hundred thousand men,) under the act of assembly, passed on the twenty-fifth day of March, Anno Domini, one thousand eight hundred and sixty-four, authorizing certain persons to borrow such sums of money as might be necessary to exempt said township from the afore-said draft; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors, assessors, or such persons having proper authority, in said township, shall have the power, and are hereby authorized, to assess and collect such taxes, in addition to that now authorized by law, (not exceeding five thousand dollars,) to re-pay the money so borrowed, together with interest, and all costs connected therewith, and that said moneys shall be assessed and collected as early as practicable, in the year of our Lord one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 287.

*An Act*

To authorize the treasurer of the local bounty fund of North Huntingdon township, Westmoreland county, to collect, by law, the amount voluntarily subscribed to said fund, by persons in said township, for the purpose of securing volunteers to fill the quota of said township, under the present call for three hundred thousand men.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the treasurer of the local bounty fund of North Huntingdon township, Westmoreland county, be and he is hereby authorized and empowered to collect, by law, all subscriptions to said fund, which have been made to pay bounty to volunteers to fill the quota of said township, under the present call for three hundred thousand men, and shall have the like powers as the collectors of county rates and levies now have, by law, to enforce the collection and payment of all such subscriptions.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 288.

*An Act*

Relative to bounties, in Turbut, Lower Augusta and Lower Mahonoy townships, Northumberland county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the school directors, or authorities having control of the bounty fund, of Turbut, Lower Augusta and Lower Mahonoy townships, Northumberland county, in pro-



curing volunteers to fill the quota of said township, under former calls of the President of the United States, for the year one thousand eight hundred and sixty-four, be and the same is hereby legalized, so far as the amount of the bounty agreed to be paid is concerned; and that the said authorities be and they are hereby authorized to levy and collect, as other township taxes are, by law, levied and collected, an amount sufficient to pay said bounties, or to re-pay the moneys advanced, by the citizens, for the purpose of paying the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 289.

## An Act

To authorize the school directors of Auburn township, Susquehanna county, to pay bounties to drafted men.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Auburn township, Susquehanna county, are hereby authorized to pay to each person, drafted in said township, and held to service, under the call of the President of the United States, of December nineteenth, one thousand eight hundred and sixty-four, the sum of three hundred dollars; and said directors may levy and collect, under the provisions of an act relating to the payment of bounties to volunteers, approved March twenty-fifth, one thousand eight hundred and sixty-four, and its several supplements, from the taxable inhabitants of said township, a sufficient amount to carry into effect the provisions of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 290.

**An Act**

Authorizing the collection of a tax, for the payment of bounties to volunteers, in excess of the sum allowed by law, in the county of Franklin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several wards, boroughs and districts of Franklin county, be and the same are hereby authorized to levy and collect sufficient tax to pay the sum of five hundred dollars, to volunteers, enlisted prior to the nineteenth of December, in the year one thousand eight hundred and sixty-four; whenever that sum was paid, all loans, made in good faith for the payment of the excess of two hundred dollars to each recruit, are hereby legalized, and the same shall be paid out of the tax, hereby authorized to be collected. The bounty tax, for said excess, shall be levied and collected, in accordance with the provisions of the act of twenty-fifth of August, one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers."

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 291.

**An Act**

To incorporate the Cambrian Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. Warren Boody, Elishu A. Packer, John J. Tyler, William H. Story, James E. Southworth and Edward A. Quintard, their associates, successors and assigns, be and they

Corporators.

are hereby incorporated, and made a body politic and corporate, by the name, style and title of the Cambrian Mining Company, with a capital stock of one million of dollars, divided into twenty thousand shares, of fifty dollars each, and by that name, shall have perpetual succession, and be capable, in law, of receiving, holding and conveying such real and personal property as may be necessary for the objects of said corporation, may sue and be sued, plead and be impleaded, in all courts of law and equity; and may have a common seal, which they shall have power to alter and renew at pleasure; and may receive, execute and deliver all such instruments of writing, and do such acts and things, necessary to promote the objects, interests and designs of said company, as authorized by this act, namely, to open and mine the coal, iron ore, oil and other minerals, in the lands belonging to said company, in the county of Cambria, to sell and dispose of the same, or to make lease, or leases, for mining and selling said minerals, to make and construct a railroad, not exceeding ten miles in length, to connect with the Pennsylvania railroad, or the Ebensburg and Cresson railroad, and generally to do and perform all things pertaining to the leasing, mining, preparing for, and the selling and disposing of the minerals found on the lands of said company, with full power, also, to sell, or mortgage, said lands, with the improvements thereon, or any part thereof.

Title.  
Capital stock.  
Powers and  
privileges.

Construction of  
railroad author-  
ized.

SECTION 2. That the shares of stock, created under this act, shall, for all legal purposes whatever, be deemed and treated as personal estate; and the said corporation may, whenever it is deemed necessary, or expedient, with the consent of the holders of a majority of the shares of said stock, levy and collect assessments, and forfeit and sell delinquent shares, in such manner as the by-laws, which may be adopted by said company, may direct.

Shares of stock.  
relative to.

SECTION 3. That the stockholders shall meet, as soon as practicable, after the passage of this act, notice of the time and place of such meeting having been first given, by advertisement, in one newspaper published in the county of Cambria, and annually, thereafter, at such time and place as may be fixed upon, and shall, then and there, proceed to elect, by ballot, not less than three nor more than seven directors, to serve for the term of one year, and until others are chosen in their places; and said election shall be made by such of the stockholders of the said company as shall attend for that purpose, either in person, or by proxy, each share of stock to entitle the holder thereof to one vote; the directors, so chosen, shall elect one of their number to be president of the board of directors of said company.

Meeting of  
stockholders.  
Notice.

Election of di-  
rectors.

Votes.

SECTION 4. That the directors shall have full power to make by-laws, and to appoint such officers and agents as they may deem expedient, for the well-conducting and transacting of the business of the company, to declare, and provide for, the payment of dividends to the stockholders, and, in general, to superintend the business and concerns of this company: *Provided*, That this act shall not be construed to confer upon the said company banking privileges.

Powers of di-  
rectors.

Prohibition.

Bonus to state. SECTION 5. That the said company shall pay into the treasury of the commonwealth one half of one per centum, upon the capital stock hereby authorized, in four equal annual instalments, the first of which instalments shall be paid, within one year from the date of the organization of the company ; and the stockholders of said company shall be individually liable, jointly and severally, for debts due mechanics, workmen and laborers employed by said company, and for materials furnished said company, to be sued for, and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three : *Provided*, That no stockholder shall be held individually liable for such debts, unless the same shall be sued for, within one year after they shall become due.

Individual liability. Proviso. Limitation. SECTION 6. That the quantity of land, which said company may hold, at one time, shall not exceed two thousand acres.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 292.

## An Act

To regulate the pay of assessors, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the first day of November, Anno Domini one thousand eight hundred and sixty-four, the pay of assessors, in the county of Berks, shall be two dollars and fifty cents per day, for each and every day actually engaged in the discharge of their duties.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 293.

*An Act*

Relative to the collection of taxes, in Marion township, Berks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the collection of the state and county taxes, in the township of Marion, county of Berks, shall be given and collected by the assessor of said township, who shall receive a compensation of three per centum, for each and every dollar so collected, and the difference between the commission now allowed, by law, for the collection of such taxes, and the *pro rata* hereinbefore provided, for the collection of such taxes, be paid into the common school fund of said township, for the purpose of education, in said township; and all acts inconsistent herewith, as far as relates to the collection of said taxes, are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 294.

*An Act*

To enable the Philadelphia and Erie Railroad Company to issue additional bonds, with power to convert the same into a preferred stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of completing their improvements, in the harbor of Erie, constructing double track and sidings, needful for the coal and oil business, depots, engine houses, workshops, water-stations and other improvements, on the line of their road, and for the payment of their unfunded debt, the board of managers of the Philadelphia and Erie Railroad Company are authorized to issue and dispose of the bonds of said company, in sums not less than one thousand dollars each, payable in not less than twenty years, to an amount, not exceeding three millions dollars, bearing interest at the rate of seven

per centum, and to secure the same by a mortgage, to trustees, of their railroad, corporate franchises and property of every description, acquired and to be acquired, the rents, issues and profits thereof, subject to the mortgages already executed; and which mortgage shall be recorded in the office for recording deeds, et cetera, for the city and county of Philadelphia, and shall therefore, without further record, be a lien on the property mortgaged, as fully and effectually as if recorded in the several counties, in which the mortgaged premises, or any part thereof, are, or may be situated; and the said bonds, so to be issued, may, by the said board of managers, be made convertible, at par, into a special stock of the said company, on which the holder shall be entitled to receive, from the company, at all events, an interest of eight per centum per annum; and the par of each share of stock shall be fifty dollars; and the said company are hereby authorized to issue said special stock, to an amount sufficient to convert said bonds, at par, and no more; and the same shall be transferable on the books of the company, and the holders thereof shall have all the rights enjoyed by the other stockholders of the said company, and may, at any time, and from time to time, elect to receive, in lieu of the said eight per cent. interest, so guaranteed, whatever dividend of profits may, for any year, be declared by the board of managers, on the capital stock of the said company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 295.

## An Act

To increase the compensation of the county commissioners, auditors, jurors and witnesses, of Carbon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Compensation  
of commissioners  
and auditors  
increased.

That the county commissioners and county auditors of Carbon county shall, hereafter, and from January first, one thousand eight hundred and sixty-five, respectively receive, out of the treasury of said county, the sum of three dollars, for each day they

shall each actually and necessarily attend to the duties of their respective offices: *Provided*, The pay, as aforesaid, allowed *Proviso.* to each commissioner, shall not exceed one hundred days, and the pay, as aforesaid, allowed to each auditor, shall not exceed eight days; and for all time, as aforesaid, spent by said commissioners, over one hundred days, or by said auditors, over eight days, they shall receive, therefor, the compensation now allowed by law, and no greater: *And also provided*, Said commissioners shall, on, or before, the first Monday of January, *Certain state-* in each and every year, make and submit to the county audi- *ments to be* tors a detail statement of each and every day, by them re- *filed.* spectively so spent in the performance of their duties, giving the dates thereof, during the preceding year, with an affidavit thereto, that the same is just, true and correct; and said auditors, so soon as they shall have performed their duties, for said year, shall make like statement, with an affidavit thereto, as aforesaid, and both of same shall be filed and entered on record in the commissioners' office of said county; and any omission *Penalty for* of said commissioners, or auditors, or either, or any of them, *omission.* to make and file said statement, as aforesaid, shall subject each and every of them, so omitting, to a penalty of fifty dollars, recoverable as sums of like amount are recoverable, under the laws of this commonwealth, one half thereof to the use of the informer, and the other half for the use of the county of Carbon.

SECTION 2. That the jurors, in said county, shall receive *Pay of jurors* two dollars per day, and the witnesses, one dollar and fifty *and witnesses.* cents per day, for each day in attendance at the general courts of said county, together with the mileage, now allowed by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 296.

## An Act

Relating to the compensation of supervisors, in the county of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, each supervisor, in the county of York, shall be allowed, in the settlement of his account, a sum not exceeding one dollar and fifty cents, for each day he shall be necessarily employed in discharging the duties of his office.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

No. 297.

## An Act

For the relief of the estate of Edward Bickel.

WHEREAS, Edward Bickel, late of Dauphin county, some time ago erected and constructed two bridges over Swatara creek, in said county, under contracts made with the county commissioners :

*And whereas*, Upon the completion of the said bridges, the viewers, appointed to inspect the same, in their reports to the court, unanimously recommended an additional compensation to said contractor, beyond the contract prices, for said bridges, by reason of the great advance in the price of both material and labor, which reports were regularly confirmed by the court :

*And whereas*, The county commissioners, believing that they have neither power, or authority, under the law, to act in the premises ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners, of Dauphin county, be and they are hereby authorized and empowered to pay, out of any funds in the treasury of said county, to the administrator of said Edward Bickel, deceased, any, or such additional compensation, upon the contract prices, for the erection and construction of said bridges, as the said county commissioners, in their judgment, may deem right and proper : *Provided,*



That such additional compensation shall, in no event, exceed the amount recommended by said viewers.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 298.

## A Supplement

To an act relating to the Western Pennsylvania Railroad Company, approved the twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-four, and extending the time for the making of the contract, in the said act mentioned.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That such provisions in the act, to which this is a supplement, as are limited, in respect to time, be and the same are hereby extended, for the further period of one year from the time of their respective expiration.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 299.

## Supplement

To an act to incorporate the Keystone Gold and Silver Mining Company, approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three, authorizing said company to change its name, and to exercise corporate powers, in California.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the rights, powers, immunities and privileges, granted by said act, incorporating the Keystone Gold and Silver Mining Company, may be exercised and enjoyed by said company, in the state of California; and that the said company be and they are hereby authorized to change the name and title of the company, which change shall be valid, after the filing of a certificate, in the office of the secretary of the commonwealth, signed by the president, and attested by the seal of the company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 300.

## An Act

Authorizing the laying of special road taxes, in the borough of New Washington, in the county of Clearfield.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of New Washington, in the county Clearfield, shall be and they are hereby authorized and empowered to enact ordinances, and

impose taxes, for road and street purposes, in the said borough, to an amount not exceeding two per cent., upon the assessed valuation of the property therein, and levy and collect the same, in the manner now provided by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 301.

## An Act

To consolidate the Wilkesbarre Coal and Iron Company, and the Consolidated Coal Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the corporate rights, powers and privileges of the Consolidated Coal Company, be and the same are hereby merged in the Wilkesbarre Coal and Iron company, so that, by virtue of this act, all and singular, the property, real and personal, and all the corporate powers, rights, privileges and franchises, including the franchise to be and exist as a corporation, of both companies, be consolidated and united, under said merger, except so much of said powers, rights, privileges and franchises, if any, as conflict; in which case, the conflicting portion of the act incorporating the Consolidated Coal Company, and its several supplements, are hereby repealed; and all provisions of law, relative to the Wilkesbarre Coal and Iron Company, not herein altered and supplied, shall remain in full force, and so that, by virtue of said merger of said companies, and the provisions hereof, said Wilkesbarre Coal and Iron Company may become possessed of, hold, use and enjoy all and singular, the property, real and personal, of said Consolidated Coal Company, in addition to the property which it now holds, or is authorized to hold; and shall have all the corporate rights, privileges, powers and franchises, in addition to those conferred by its charter, which belonged to, or were possessed by, the said Consolidated Coal Company: *Provided*, That the provisions of this act be ratified, by the consent, in writing, of the holders of at least three-fourth of the shares of stock, al-

Merger of the corporate rights, powers, &c., of the Consolidated coal company authorized.

Exception.

Provisions of this act to be ratified by each company.

ready issued by each company, and adopted by the resolution of the respective boards of directors, passed by at least a two-thirds vote thereof, and copies thereof transmitted to the secretary of the commonwealth, to be filed in his office.

Terms and conditions of the consolidation.

SECTION 2. That upon the adoption, as aforesaid, of the provisions of this act, and the conveyance, by the said, the Consolidated Coal Company, of all its property, real and personal, and mixed, and all its rights, powers, privileges and franchises, to the said, the Wilkesbarre Coal and Iron Company, which conveyance the said, the Consolidated Coal Company, is hereby authorized and empowered to make, the corporate powers and privileges, of the said Consolidated Coal Company, shall cease and determine; and the Wilkesbarre Coal and Iron Company shall represent the entire property, both real and personal, corporeal and incorporeal, and all the rights, powers, privileges and franchises, as fully as if both companies had been originally one, so that the combined capital stock of both companies shall be and become a general stock, under this act of union and consolidation, to the amount authorized, in the aggregate, by the charters of both companies; and for which stock, upon the surrender of the certificates already issued, new certificates may be issued, upon such terms and conditions as may be set forth, in the consent, in writing, hereinbefore mentioned, of the holders of at least three-fourth of the shares of stock, already issued by each company, and the resolution, as hereinbefore mentioned, of the respective boards of directors; and the holder, or holders, of certificates of stock, of either company, other than said holders of such consented stock, shall only be entitled to be represented, respectively, in said combined stock, in the same proportion as the holder, or holders, respectively, consenting to such combination: *Provided*, That the said, the Wilkesbarre Coal and Iron Company shall assume and be liable for all the debts due from, or contracted by, the said, the Consolidated Coal Company, as fully as if the same were due from, or contracted by, the said, the Wilkesbarre Coal and Iron Company.

Proviso.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 302.

**An Act**

Relating to the Hazelton Coal Company.

WHEREAS, The Hazelton Coal Company has become, by Preamble. virtue of several acts of assembly, and by various extensions of its railroad and branches, almost entirely a railroad and transportation company :

And whereas, It is desirous of extending its facilities and connections, on the same basis as other railroad companies ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act incorporating the Hazelton Coal Company," approved the eighteenth day of March, Anno Domini one thousand eight hundred and thirty-six, and the supplements thereto, as limits the term, or period, of said company, be and are hereby repealed. Repeal of limitation, as to corporate term.

SECTION 2. The name, style and title of the said company shall be the Hazelton Railroad Company : *Provided,* That this act shall not go into effect, until accepted by a majority of the stockholders, present at a meeting, held for that purpose, of which fifteen days' notice shall be given, in two daily newspapers, and the secretary of the commonwealth shall have been notified of such acceptance. Name changed. When to go into effect.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 303

*An Act*

Authorizing the directors of the poor and house of employment, of Lancaster county, to sell real estate, and erect a county hospital and asylum for insane, idiotic and sick paupers.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Sale of certain  
real estate au-  
thorized.

That the board of directors of the poor and house of employment, of Lancaster county, be and are hereby authorized to sell, at public sale, after three weeks' public notice of said sale, in at least two newspapers of Lancaster city, and by handbills, put in conspicuous places, throughout the county, eighty-seven acres of land, or as much less as the said board of directors may see proper, belonging to said corporation, and are hereby authorized and required to apply the proceeds of such sale, to the erection of a county hospital and asylum for insane, idiotic and sick paupers: *Provided*, Such hospital and asylum is erected on the lands now belonging to said corporation, and at, or near, the present buildings, used as a poor house and hospital.

How proceeds  
to be applied.  
*Proviso.*

Commissioners  
to pay addi-  
tional sum, if  
proceeds are in-  
sufficient.

*SECTION 2.* That if the proceeds of such sale are insufficient to pay for the erection of such hospital and asylum, the commissioners of Lancaster county are authorized and required to pay, out of the treasury of said county, the additional sum, or sums, necessary for that purpose, upon orders from the board of directors of the poor and house of employment, of Lancaster county.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate:

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 304.

*An Act*

For the relief of J. W. Simonton, brigade inspector of the Second brigade, Eighth division, Pennsylvania militia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That nothing contained in the act, entitled "An Act appropriating the military tax of the several counties of the commonwealth to the relief fund of said counties," approved April eighth, one thousand eight hundred and sixty-two, shall be so construed, as to prevent the payment of John W. Simonton, brigade inspector of the Second brigade, Eighth division, for the years one thousand eight hundred and sixty-two, and one thousand eight hundred and sixty-three, for services rendered by him, in the discharge of the duties of his office; and the amount due shall be paid to the said John W. Simonton, as if the several acts of assembly, prescribing the duties of said officer, had been fully and particularly complied with.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 305.

*An Act*

Entitled "An Act enabling the township of Shaler, in Allegheny county, to levy and collect a tax, for the payment and refunding of certain debts, in said township, and for raising money to pay bounties to volunteers."

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

School directors authorized to levy tax to re-pay moneys subscribed, or advanced, &c.

That the board of school directors of Shaler township, Allegheny county, are hereby empowered and authorized to assess, levy and collect, by taxation, sufficient money to repay all debts and liabilities of moneys subscribed, or borrowed, in said township, for bounty purposes, to fill the quotas of said township, in the several drafts of July, Anno Domini one thousand eight hundred and sixty-four, and of February, Anno Domini one thousand eight hundred and sixty-five, and also, to meet the payment of all bonds issued, and authorized by the board of school directors, to procure volunteers to fill said quotas; said moneys, when collected, to be used in payment of such persons, who may have advanced, or have subscribed and paid to the bounty fund, in said township, and to persons holding such bonds.

Tax therefor may be levied, and collected, in one or two years.

SECTION 2. That the board of school directors, of said township, are hereby empowered and authorized to levy and collect sufficient taxes to meet the whole amount of said subscriptions, loans and bonds, in one year, with the privilege of levying and the collecting the same, within two years, should they deem it necessary.

*Per capita* tax authorized.

SECTION 3. That the said board of school directors are empowered and authorized to levy and collect a *per capita* tax, not exceeding fifteen (\$15) dollars, upon each non-property holder, in addition to other taxation in said township; and they are hereby empowered to exonerate disabled soldiers, and those having served for three years, and all indigent persons, from the payment of said tax; and that the aforesaid taxes shall be levied and collected, as all state and county taxes are levied and collected.

Exonerations.

Collection.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 306.

## An Act

To confer increased powers, upon the commissioners of highways of the several townships, in the county of Bradford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the commissioners of highways, in the several townships, in the county of Bradford, shall have the same jurisdiction and authority over the state road, in said county, that they have over other highways.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 307.

## An Act

Relating to bounties, in the township of Lower Windsor, York county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the assessment of taxes, heretofore made, and to be made, by the school directors of the township of Lower Windsor, in the county of York, for the payment of bounties to volunteers and drafted men, be and the same are hereby legalized and made valid, and the appropriation of moneys, realized from the collection of said taxes, so, as aforesaid, levied, to citizens of said township, who may have put in substitutes, after being drafted, in the year one thousand eight hundred and sixty-four, shall be held and deemed a good and valid appropriation of said moneys; and that the said school directors be and are hereby authorized to pay, to every citizen of said township, who shall be hereafter drafted, and shall put a substitute in the military service of the United States, for the term of one year, or longer, after being so drafted, or shall, himself, after having been so drafted, go into said military service, and render personal service, as one of the quota of said township, the sum of three hundred dollars; and all sums, so paid, as aforesaid, shall be included in the amount of bounty taxes, hereafter assessed, levied and collected, in said township, and credited, in the settlement of the bounty fund, by the auditors of said township: *Provided*, That nothing, in this act contained, shall be so construed, as to annul, or interfere with, the provisions of the third section of an act of the general assembly of this commonwealth, entitled "A supplement to an act relating to the payment of bounties to volun-

teers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four," approved the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 308.

## An Act

To increase the fees of certain county officers, and jurors' and witness' fees, in the county of Cameron.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners and county auditors, in and for the county of Cameron, be and they hereby are authorized and empowered to demand, charge and receive the additional sum of fifty per centum, upon all fees and compensation, now allowed them, by law; and further, that the daily allowance, or fees, of jurors and witnesses, summoned to appear and attend, in, or before, any court of record, in said county, shall hereafter be as follows: for jurors, one dollar and fifty cents per day; for witnesses, when residing within one mile of the court house, seventy-five cents per day, when residing more than one mile from the court house, one dollar per day; this act shall take effect immediately.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 309.

**An Act**

To authorize the levying and collecting of certain taxes, in Oakland township, Susquehanna county.

WHEREAS, The school directors of the township of Oakland, Susquehanna county, did, on the sixteenth day of August, one thousand eight hundred and sixty-four, in the name of said township, issue bonds, to the amount of four thousand two hundred dollars, payable in one, two and three years, for the purpose of raising money to pay bounties to volunteers :

*And whereas*, The money was raised on said bonds, and the quota of said township of Oakland filled, under the call of the President, of July eighteenth, one thousand eight hundred and sixty-four :

*And whereas*, By the fourth section of a supplement to an act, relating to the payment of bounties to volunteers, approved March twenty-fifth, one thousand eight hundred and sixty-four, (said supplement, approved August twenty-fifth, one thousand eight hundred and sixty-four,) the township authorities cannot levy and collect, in any one year, a greater tax than two per cent., for the payment of bounties to volunteers ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the fourth section of said supplement, approved August twenty-fifth, one thousand eight hundred and sixty-four, shall not be construed as creating any disability, in the issuing the said bonds, of August sixteenth, one thousand eight hundred and sixty-four, by the school directors of said Oakland township ; nor shall the provisions of said fourth section be construed to prevent the levying and collecting of such taxes, in said Oakland township, as may be necessary to meet, in good faith, the annual payments, as provided for in said bonds, of August sixteenth, one thousand eight hundred and sixty-four, with interest, as said bonds severally become due.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN,

No. 310.

*An Act*

Relative to roads, in Pocopson township, Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the provisions of the second, third, fourth, fifth, sixth and seventh sections of an act, entitled "An Act to repeal a supplement to the act, entitled 'An Act relative to the expenditure of the road taxes, in Fayette county, and for other purposes,' approved the fifth day of May, Anno Domini one thousand eight hundred and thirty-two, and for other purposes," approved the eleventh day of March, one thousand eight hundred and forty-five, be and the same is hereby extended to the township of Pocopson, Chester county; and the existing road laws, so far as they are supplied by this act, are hereby repealed, in said township.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 311.

*An Act*

To incorporate the Pennsylvania Transportation and Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Josiah Y. Young, George R. Edwards, James D. MacKin, Joseph Lesley, William H. Barnes, Andrew J. Ewing, James D. Layng, or any three of them, be and they are hereby appointed commissioners, to open books of subscription, and organize a company, by the name, style and title of the Pennsylvania Transportation and Insurance Company, with all the



rights, powers, privileges and duties of the Western Insurance and Transportation Company, incorporated by an act, approved April twenty-second, Anno Domini one thousand eight hundred and sixty-three, and of the supplement thereto, approved March seventeenth, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 312.

## An Act

To increase the pay of the county commissioners, county auditors, jurors and assessors, of M'Kean and Clearfield counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the pay of county commissioners and county auditors, of M'Kean and Clearfield counties, shall be two dollars and fifty cents per day; and the pay of jurors and assessors, of the same counties, shall be two dollars per day, while in the actual discharge of their official duties.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 313.

## An Act

To create a separate election district of the borough of Saxonburg, in the county of Butler.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the borough of Saxonburg, in the township of Jefferson, and county of Butler, shall be a separate election district, and shall hold their elections in the school house, in said borough, and be subject to all the laws relating to general and presidential elections, in this commonwealth.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

, No. 314.

## An Act

To change the venue of a certain suit, from Juniata county to Snyder county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain action for malicious publication, now pending in the court of common pleas of Juniata county, between Edmund S. Doty, plaintiff, and Abraham L. Guss and William W. Davis, defendants, number eighty-five, September, one thousand eight hundred and sixty-four, be and the same is hereby removed and transferred to the court of common pleas of Snyder county, to be there tried, in the same manner as if said action had been originally instituted, in the last named court; and the record of said action shall be certified, by the said court of common pleas of Juniata county, to the said

court of common pleas of Snyder county, for trial, as aforesaid; and on final judgment, such writs of execution shall be issued, as may be necessary to carry the same into full effect: *Provided*, That the county of Snyder shall not be liable for the payment of any costs, fees, or expenses, in consequence of the change of venue of said suit.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

No. 315.

## An Act

To enable soldiers to vote at the borough and township elections, in the counties of Bedford, Somerset, Fulton, Indiana, Jefferson, Cambria, Montgomery, Washington and Westmoreland, and in the borough of York.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That during the continuance of the present rebellion, all qualified electors of this commonwealth, who shall be in any actual military service, under a requisition from the President of the United States, or by the authority of this commonwealth, who, if he were at home, in the counties of Bedford, Somerset, Fulton, Indiana, Jefferson, Cambria, or Montgomery, Washington and Westmoreland, and in the borough of York, on the day of the election of borough and township officers, for said counties and borough, and entitled to vote, shall be entitled to vote for all officers voted for, on said day, in the manner and form prescribed in this act.

Qualified electors of certain counties, in actual military service, may vote for borough and township officers.

**SECTION 2.** That such absent elector shall, by an instrument executed by him, not more than forty days previous to any election for borough and township officers, to be held in the counties and borough of York, aforesaid, authorize and empower any elector, of the said counties and borough, to cast for him his vote, or ballot, in the proper boroughs and townships, of which such absent elector is a voter, in the manner prescribed in this act, for all officers, for whom he would have a right to vote if he were present at such election; said in-

Mode of voting.

strument shall be signed by such absent elector, attested by a subscribing witness, and sworn to before any field officer, captain, adjutant, or commandant of any company, or detachment on detached service, of the United States, or the commandant of any vessel, in the naval service of the United States, to which the said absent elector may belong, or be attached; and such officers are hereby duly authorized to administer oaths, for the purposes specified in this act, and they shall attach to their signature their official designation.

Form of affidavit required.

SECTION 3. The said absent elector shall make and subscribe the following affidavit: "I do solemnly swear, (or affirm,) that I am a citizen of the United States, am now of the age of twenty-one years, that I have been, or shall have been, an inhabitant of the borough, or township, as the case may be, in one, or either, of said counties, or borough of York, for one year next preceding the election, to be held on the third Friday of March, eighteen hundred and ; that I am now, and until said election intend to be, a resident of said borough, or township, in one of the said counties, or borough, aforesaid; and I do further swear, (or affirm,) that I am in the actual military, (or naval,) service of the United States, that I am a member of company , of the regiment, (describing the organization to which he belongs,) now at, or near , in the, (or territory,) of , (or attached to the United States vessel ,) and I do further appoint and direct , of said borough, or township, to vote the enclosed ballot, for me, on said third Friday of March, at the place of voting, in the borough, or townships, in one, or either, of said counties, or borough of York. Sworn to and subscribed, this day of , one thousand eight hundred and , before me

Ballot, affidavit, &c., to be enclosed in envelope and transmitted.

SECTION 4. The said absent elector, in the service, as aforesaid, shall prepare and fold the ballot, or ballots, he designs to cast at such election, and enclose the same, together with the instrument described in the second section of this act, in an envelope, duly sealed, having on the outside thereof, either written, or printed, the affidavit described, in the third section of this act, sworn to and subscribed, as therein required; the said envelope, prepared as aforesaid, shall be enclosed, by him, in another envelope, marked "soldier's vote," sealed and directed to the elector empowered, by the instrument described in the second section of this act, to cast the ballot of said absent elector, and the said absent elector may then transmit the same to the person to whom it is directed, by mail, or otherwise.

How votes to be delivered, counted, &c.

SECTION 5. Such elector, upon receiving such letter from such absent elector, may open the outer envelope thereof, but he shall not open the inner envelope thereof; on the day of such election, and between the opening and close of the polls thereof, he shall deliver such inner envelope to the inspectors of elections of the proper borough, or townships, and at the polls thereof; and if the name of the person, signing the affidavit on the outside of said envelope, shall be found entered upon the list of assessed taxables, for said borough, or township, or a receipt for the payment of state, or county tax, within



two years, shall be presented, said envelope shall be, by said inspectors, publicly opened, and the votes, or ballots, therein contained, shall be duly deposited in the appropriate boxes, prepared to receive the ballots of voters, and the name of such absent elector shall be entered upon the lists of voters, together with the name of the person delivering the ballot at the polls; if such name shall not be found entered upon the list of taxables, for such borough, or townships, where such person claims to reside, such envelope shall not be opened, unless an affidavit be made by a voter of said borough, or township, to the effect that he knows that said person, whose vote is so offered, is a resident of said borough, or township; if such affidavit be made and delivered to the inspectors, they shall cause his name to be entered on the list of taxables, and if the tax be paid for said voter, as required by law, the inspectors shall open said envelope, and deposit the votes, or ballots, therein contained, as aforesaid, and the name of the person, so voting, shall be entered upon the list of voters, as aforesaid; the affidavit, required in this section, may be made before any alderman, or justice of the peace, or the judge of the election, and any person can pay the tax, as required by this section, for any absent elector.

SECTION 6. Any inspector, or judge of election, and any elector, to whom said ballot shall be sent, who shall wilfully neglect, or refuse, to perform any of the duties required of him by this act, or in any manner wilfully violate, or abuse, any trust, or duty, hereby imposed on him, shall be deemed guilty of a misdemeanor, and upon conviction, shall be punished by fine, not exceeding two hundred and fifty dollars, and by imprisonment, in the county jail, not exceeding four months.

Penalty for neglect of duty by election officers, &c.

SECTION 7. Every person, who shall be guilty of wilful and corrupt false swearing, or affirming, in taking any oath, or affirmation, prescribed by this act, shall be adjudged guilty of wilful and corrupt perjury; and every person, who shall make, or sign, a false certificate, to any instrument, or affidavit, authorized by this act, shall be deemed guilty of a misdemeanor.

Penalty for false swearing.

SECTION 8. Every person, who shall deliver, or present, to the inspectors of elections, under this act, any forged, altered, or changed ballot, envelope, or instrument, required, or provided for, by this act, knowing the same to be so forged, altered, or changed, shall be guilty of a misdemeanor, and upon conviction, shall be punished by a fine, not exceeding two hundred and fifty dollars, and by imprisonment, in the county jail, not exceeding four months.

Penalty for forging, or altering ballots, envelopes, &c.

SECTION 9. All laws relating to elections, in this state, and the counties and borough aforesaid, not inconsistent with the provisions of this act, shall apply to voting under the provisions of this act.

Certain provisions to apply.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 316.

# Supplement

To an act to authorize the commissioners of Erie county, and the authorities of the several boroughs and townships, of said county, to pay bounties to volunteers, approved March sixteenth, one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Orders, or warrants, heretofore issued, for bounty purposes, by road commissioners of Mill Creek township, legalized.

Taxation authorized.

Authorities of townships, boroughs, and city of Erie, empowered to pay bounties to drafted men.

Limitation as to amount.

Proviso.

That all orders, or warrants, for the payment of money, heretofore issued by the road commissioners of Mill Creek township, in the county of Erie, or a majority of them, for the purpose of filling the quota of said township, under the several calls for volunteers, for the army of the United States, are hereby legalized, and made valid and binding upon said township; and the road commissioners are hereby authorized to assess and collect taxes, for that purpose; and all taxes heretofore assessed, for that purpose, are hereby legalized.

**SECTION 2.** That the road commissioners of said township, and any other township, in said county, and the corporate authorities of the city of Erie, and of any borough, in said county, are hereby authorized to pay a bounty, not exceeding three hundred dollars, to any man who may be drafted and held to service, or who shall furnish an acceptable substitute, and levy and collect taxes therefor, in the manner provided in the act to which this is a supplement; and that, from and after the passage of this act, no higher bounty than three hundred dollars shall be paid, by taxation, to volunteers, unless a majority of the tax-payers, in any city, borough, or township, in said county, shall petition the proper authorities to pay a higher bounty: *Provided*, That nothing in this act shall be construed to interfere with any agreement made, or tax levied, prior to the passage of the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 317.

## A Further Supplement

To the act to incorporate the West Philadelphia Passenger Railway Company, approved May fourteenth, one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the thirteenth section of an act, approved May fourteenth, one thousand eight hundred and fifty-seven, entitled "An Act to incorporate the West Philadelphia Passenger Railway Company," which provides, that the privileges granted the said company shall continue for the period of twenty years, and no longer, be and the same is hereby repealed; and that all the privileges, granted by the said act of incorporation, to the West Philadelphia Passenger Railway Company, and its supplements, shall be held to have been granted, as if the restrictions and proviso, in the said thirteenth section, had never formed a part thereof.

Repeal of provision limiting term of charter.

SECTION 2. That said company shall hereafter maintain, in good order, that portion of their road between Forty-first and Sixty-fifth streets, and shall run cars upon the same, at least one every half hour, from Forty-first to Sixty-fifth streets, and at least one every half hour, from Sixty-fifth to Forty-first streets, commencing every day, except Sunday, at not later than half-past six o'clock, A. M., and continuing until eight o'clock, P. M., inclusive, and after eight o'clock, P. M., they shall run at least three trips up, and three trips down, at intervals of one hour each.

Requirements as to running cars, between certain streets.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 318.

## A Further Supplement

To an act, entitled "An Act to incorporate the Farmers' Railroad Company, of Venango county," approved April tenth, Anno Domini one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Farmers' Railroad Company, of Venango county, be and they are hereby authorized to pass over and along any public wagon road: *Provided,* That said railroad shall not interrupt wagon, or other travel, on said public road, or roads: *And provided further,* That upon the portions of such wagon roads, used by said railroad, no engines, propelled by steam, shall be used.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 319.

## A Supplement

To the act incorporating the Western People's Telegraph Company, approved April twenty-third, one thousand eight hundred and sixty-four, authorizing them to extend their lines, and connect with, and purchase, other telegraph lines.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the said Western People's Telegraph Company shall have power to make connection with, and purchase, other telegraphic lines, and the stock and property of companies, incorporated within, or without, this commonwealth, and that they shall, also, have full power and authority to extend, con-

Authorized to connect with and purchase other lines.



struct and maintain their lines, through and in all towns, boroughs, cities and counties, within this commonwealth, named and included in the act to which this is a supplement, and for that purpose, to erect poles, and maintain lines, on any and all public streets, roads and highways: *Provided*, That where said company shall cross any navigable stream, they shall not interfere with the free navigation thereof: *And provided further*, That where the said company shall pass through private property, and cannot agree with the owners thereof, they shall be required to make compensation therefor, the damages to be assessed, in the manner provided in the act incorporating the Pennsylvania Railroad Company, and the several supplements thereto.

Additional privileges granted

Proviso.

Damages, relative to.

SECTION 2. That the said Western People's Telegraph Company are hereby authorized to extend their lines, from the city of Pittsburg, to any point, or points, on Oil creek, and on the Allegheny river, and to the city of Erie, and may, also, extend their lines, if deemed advisable, by the way of Corry, Warren, Ridgway, Lock Haven, Williamsport and Sunbury, to the city of Philadelphia, and, for that purpose, may, also, purchase, or connect with, any other telegraph lines already established, with their consent, over the whole, or any portion, of said route.

May extend their lines.

SECTION 3. That the board of directors of said Western People's Telegraph Company shall have power to increase the capital stock thereof, the sum of four hundred thousand dollars, to carry out the purposes of this act; and that the par value of the shares of said company shall be twenty-five dollars per share, instead of twenty dollars, as provided in the act to which this is a supplement: *Provided*, That the said company, in the construction of their telegraph lines, shall not occupy any portion of Chestnut street, except the squares, in which their office may be situated, nor any part of Arch, Walnut, Spruce, or Pine streets, in the said city, nor shall they, in anywise, interfere with, or obstruct, the operations of the fire alarm, or police, telegraphs, of said city: *And provided further*, That the mayor of the said city shall have the right to regulate the height and quality of the poles and wires, erected in the city of Philadelphia by said telegraph company.

Capital stock may be increased.

Par value of shares changed

Prohibition.

Mayor of Philadelphia to regulate height of poles, &c., in that city.

SECTION 4. It shall be the duty of the secretary of the said Western People's Telegraph Company to call a meeting of the stockholders, to accept, or reject, this supplement, within thirty days after its passage; said notice to be published in two papers, in this commonwealth, giving ten days' notice of the same; and any parties subscribing, shall pay, to the treasurer, such sums as the directors may agree upon.

Acceptance, or rejection, of this act, relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 320.

## An Act

To authorize the Auditor General to hand over domestic creditor certificates, numbers seven hundred and fifteen and seven hundred and sixteen, to the state treasurer, who shall pay the same, with interest, to Mariah Hammond, widow of Hiram Hammond, of Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general shall hand over to the state treasurer domestic creditor certificates, numbers seven hundred fifteen and seven hundred and sixteen, amounting, in the aggregate, to five hundred and seventy-eight dollars; and the state treasurer shall pay to Mariah Hammond, the widow of Hiram Hammond, or to her order, the amount of said certificates, with the interest thereon, to the date of the passage of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do hereby certify, that the bill, entitled "An Act to authorize the auditor general to hand over domestic creditor certificates, numbers seven hundred and fifteen and seven hundred and sixteen, to the state treasurer, who shall pay the same, with interest, to Mariah Hammond, the widow of Hiram Hammond, of Crawford county," was presented to the governor, on the twenty-fourth day of February, Anno Domini one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 11, 1865.*

No. 321.

## An Act

To incorporate the Philipsburg Coal, Iron and Oil Company, of the state of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Hyland, John T. Cross, Henry S. Mott, Richard B. Westbrook, George Northrop and Judah Whitcomb, their associates and successors, be and they are hereby created a body politic and corporate, by the name, style and title of the Philipsburg Coal, Iron and Oil Company, by which name, said corporators, and their successors, shall have perpetual succession, and enjoy all the privileges and franchises incident to corporations. Corporators. Title.

SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, divided into shares of fifty dollars each, with the privilege to increase the same, from time to time, to an amount, not exceeding three millions of dollars; said increase, and all transfers of stock, to be made at such times, and in such manner, as the by-laws of said company may prescribe. Capital stock. Transfers.

SECTION 3. That subscriptions to the capital stock of said company may be paid in real, or personal estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority, in interest, of the stockholders; and the said corporation may issue bonds, secured by mortgage, or otherwise, and sell the same at their market value, notwithstanding it may be less than par; but no bond shall be issued for a less amount than one hundred dollars. Subscriptions. Authorized to issue bonds.

SECTION 4. That said corporation shall be able and capable, in law, to take, receive and hold, in fee simple, or for any less estate, lands and mineral rights, with their appurtenances, in Centre and Clearfield counties, not exceeding, in the whole, five thousand acres, at any one time, with power to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof; and the said company shall have the right to prove and open mines, to mine and prepare for market coal, iron ore, oil, limestone, fire-clay and other minerals, et cetera, or to use and consume the same, and to manufacture iron, and to transport said articles, or any of them, to market, and dispose of the same, and to do all such other acts and things as may be necessary, in the prosecution of said business, and, also, to make all such improvements and erections, as a successful prosecution of said business may require. Powers and privileges.

SECTION 5. That it shall be lawful for said company to construct and operate a railroad, or railroads, with branches, from May construct railroad.

- any part of their lands, to connect with the Tyrone and Clearfield railroad, or its branches, in the counties of Clearfield and Centre : *Provided*, That in the construction of the same, the said company shall have all the powers and privileges, and be subject to all the limitations and restrictions, of an act regulating railroad companies, approved nineteenth February, one thousand eight hundred and forty-nine, and the supplements thereto.
- Subject to. SECTION 6. That any incorporated bank, railroad, coal, or iron company shall have power to subscribe to the capital stock, or to purchase the bonds, of said company ; and such subscribers shall be represented, at the elections of said company, by such person, or persons, as may be designated by the governing power of such subscribing corporation.
- Other corporations may subscribe to stock. SECTION 7. That the affairs of said company shall be managed and conducted by a board of five directors, one of whom shall be president ; they shall be elected by ballot, within one year from the passage of this act, and annually thereafter, at such times and places as the by-laws may prescribe ; and if, for any cause, the election of directors shall not take place, at the time fixed, it shall be lawful to elect the same at any other time, after two weeks' public notice, and in the meantime, and until their successors are duly qualified, the acting directors shall exercise their powers ; and in all elections, by the stockholders, each share of stock shall entitle the holder to one vote, in person, or by proxy.
- Election of directors. SECTION 8. That the said company shall have power to enact and establish by-laws, prescribing the number and duties of its officers, the manner of filling vacancies in the board of directors, the amount and times of declaring dividends, and all other needful rules and regulations, not inconsistent with the constitution and laws of this state, or of the United States ; that the corporation shall have the authority to hold and use a common seal, and the same to change, alter and amend, at pleasure ; and by the style and title aforesaid, shall be capable, in law, to sue and be sued, before any court in this commonwealth.
- Votes. SECTION 9. That this act shall not go into effect, until not less than six hundred shares of capital stock shall have been subscribed, and at least fifty per cent. thereof paid in, of which a statement, containing the names of the subscribers, and the amounts subscribed and paid by each, shall be certified by a majority of the corporators, herein named, to the governor, who shall, thereupon, issue letters patent to said corporators, or the survivors of them.
- By-laws. SECTION 10. That this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock hereby authorized, or hereafter created, in four equal annual instalments, and such taxes on dividends as is, or may be, provided by law ; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incor-
- Seal.
- When act to go into effect.
- Letters patent.
- Bonus to state.
- Individual liability.



porating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 322.

## A Further Supplement

To an act to incorporate the North-Western Coal and Iron Company, approved the nineteenth of April, one thousand eight hundred and fifty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate name of the Continental Coal Company be and the same is hereby changed to the name, style and title of the Keyser Valley Railroad Company, by and under which name, style and title, the said company shall have, use, exercise and possess all the property, rights, privileges, powers and franchises, to which they are now, by law, entitled, and be subject to the same duties and liabilities, and shall, also, be subject to all the provisions of the general laws of this commonwealth, relating to railroad companies, not inconsistent with the act, to which this is a further supplement, or the supplements thereto.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The thirteenth day of March Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 323.

## Supplement

To an act incorporating the Little Anderson's Creek Navigation Company, approved August twenty-fourth, Anno Domini one thousand eight hundred and sixty-four.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the rights, powers and privileges, conferred on the Little Anderson's Creek Navigation Company, by the act to which this is a supplement, shall be vested in, and attach to, said company, whenever they have improved one and a half miles upward, from the mouth of said Little Anderson's creek.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 324.

## An Act

To promote the more certain and equal assessment of taxes, in Philadelphia.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the court of common pleas, of Philadelphia county, shall, once in every three years, before the time of the revision of the taxes for the succeeding year, and as often as vacancies shall occur, appoint two persons, deemed the most competent, who, with the senior city commissioner, for the time being, shall compose the board of revision of taxes, of the county; a majority of whom shall be a quorum; who shall have the power to revise and equalize the assessments, by raising, or lower-

Court of common pleas to appoint, triennially, two persons to act with the senior commissioner, as a board of revision.

ing, the valuations, either in individual cases, or by wards, to rectify all errors, to make valuations where they have been omitted, and to require the attendance of the assessors, or other citizens, before them, for examination, on oath, or affirmation, either singly, or together, with power to forfeit the pay of assessors, rateably to their annual compensation, for each day's absence, when their attendance is required; and the said board of revision shall hear all the appeals and applications of the tax-payers, subject to an appeal from their decision, to the court of common pleas of the county, whose decision shall be final, and if the appeal to the court shall be groundless, the appellant shall pay their costs of court; the city commissioners shall have no power to correct, or revise, the taxes, but shall receive, in writing, the request of tax-payers to have their taxes reduced, and lay them before the board of revision, at the next meeting; the board of revision shall hear the tax-payers, of their respective wards, in succession, of which notice shall be given, as now required by law, by the commissioners and assessors; and the said board of revision shall, alone, by a majority of them, exercise all the powers heretofore vested in the county board of revision, but shall not, in any instance, lower the aggregate valuation of the county; they shall meet as often, but not oftener, than is necessary to despatch the business, which their duties require of them, and shall hold stated meetings, on the first Saturday of each month, and receive the same compensation as the city commissioners, but the senior commissioner shall receive no additional pay, for his services in the board of revision.

Their powers  
and duties.

Meetings, when  
to be held.

Compensation.

SECTION 2. The chief engineer and surveyor, of the city of Philadelphia, under an ordinance and appropriation by the councils thereof, shall cause to be made books of plans of the said city, divided into sections, so far as the streets of the said city are, or shall be, laid out, which shall show the situation and dimensions of each property therein, with the city numbers thereof, and who are the owners, with such succession of blank columns as will permit the names of future owners to be entered therein, with the dates of transfer, and with index for recording such names alphabetically; and the person, or persons, who shall be employed to perform such duty, shall have access to all plans of survey, in the offices of any surveyor of the said city, to all books, in the recorder of deed's office, and all records of the courts, and in the register's office, and may take copies, or extracts, thereof, without any charge therefor.

Chief engineer  
and surveyor  
to have books  
of plans of the  
city made out.

SECTION 3. The original books, when made, shall be kept in the fire-proof of the Department of Surveys, of the said city, and a duplicate set thereof shall be placed, by the chief engineer and surveyor, in the office of the city commissioners, and be there safely preserved, in the fire-proof; and the said chief engineer and surveyor shall keep up the books in his office, so as to show, at all times, who are the owners of the lots on the plans, and before the annual meeting of the board of revision, for revising the valuations for taxation, shall cause the books, in the commissioners' office, to be brought up to that time; and such books shall be kept, in such manner as not to destroy the evidence of the ownerships, at any previous

The originals to  
be kept in the  
Department of  
Surveys, and  
duplicates  
thereof, in office  
of commission-  
ers.

Duties of the  
chief engineer  
and surveyor  
in relation  
thereto.

He may furnish  
copies thereof.

time, but by additions, which will show the sub-divisions of property, and the owners thereof, as transmissions of title may take place; and the said chief engineer and surveyor may furnish copies of the said books, or parts thereof, for such price as may be fixed by councils, for the use of the city; and his certificate shall be received in evidence, as, and for, such proof as the assessment books would be, and lithographed copies of the said books may be multiplied, and sold for the profit of the said city.

Sellers and buyers of property to make report, to engineer, of all conveyances made.

SECTION 4. To enable the chief engineer and surveyor of the city to keep up the said books of plans, it shall be the duty of every seller and buyer of ground, upon the planned plot of the city of Philadelphia, to make report, to him, of every conveyance made, with the precise dimensions and locality of the premises, and so doing, the same shall be received without charge, and noted on the deed of conveyance, by the assistant of the said chief engineer and surveyor; but if said seller and buyer shall both omit said duty, the recorder of deeds, of the said county of Philadelphia, shall not admit the deed of conveyance to record, in his office, without charging fifteen cents for each lot described therein; and it shall then be his duty to furnish the proper description of such lot, or lots, with the date of conveyance, and names of grantor or grantee, within one month, into the office of the department of surveys, under the penalty of one dollar for each omission, to be recovered as penalties for taking unlawful fees are recovered, for the use of the said city; and it shall be the duty of every purchaser of houses and lands, at judicial sales, and of every one, to whom an allotment in partition shall have been made, and of every devisee, by will, to make return, to the chief engineer and surveyor, of the purchase he has made, or allotment he has received, and of all devises made to him by will, with descriptions, as aforesaid, which the said chief engineer and surveyor shall receive, without charge; but, if he shall not have done so, simultaneously with the completion of his purchase, or on partition perfected, or if on probate of any will, the devisee shall not have done so, as to any houses, or lands, in the said city, purchased, allotted, or devised, it shall be the duty of the clerk, or prothonotary, of the proper court, under whose authority such judgment, or partition, shall have been made, and for the register of wills, to furnish such descriptions, as are above required of the recorder of deeds, so far as the wills, to be proved in his office, shall enable him to do so, for the like charge and under the same penalty; and the clerk, or prothonotary, and register, may make such charge against such purchaser, or party taking in partition, or devisee, on delivery of the deed, certifying proceedings in partition, or granting probate of the will, and that whether the same be in trust, or for any estate for life only, or otherwise, unless the party interested shall produce to him, or them, the certificate of the chief engineer and surveyor, that such duty has been performed.

To be noted  
on deed.

In case of neglect to do so, the recorder of deeds shall, upon payment of charges, return the description to the Department of Surveys.

Penalty for  
omission.

Purchasers at judicial sales, devisees by will, &c., to make similar returns.

Duties of clerks of courts, and registers of wills, in case of omission by parties above mentioned.

Liability for  
taxes.

SECTION 5. If neither the seller nor buyer, devisee, or heir, or other party, who has acquired title to houses and lands, in the said city, shall have furnished the description of the



property, sold as aforesaid, both he, who may have parted with, and he, who acquired title, shall be liable for the taxes thereafter assessed thereon, without right of reclamation, or contribution therefor, either against the other, and if the lands, or houses sold, be afterwards sold for taxes, thereafter accruing, as a lien by record, before said duty shall have been performed, the purchaser shall acquire title, as now he may by law, within the county of Philadelphia; but if the said duty of making the return, as required by this act, shall have been discharged by the party, who shall have acquired title, in whatsoever manner, before the tax accrued, as a lien of record, for which the same shall have been sold, the purchaser, at the tax sale, shall not acquire the title of such person, who shall have performed said duty, or of his heirs, or assigns, unless the sale shall have been made, in the name of such owner, after service of process upon him, as in case of suit by summons.

Tax sales, relative to.

SECTION 6. And should the chief engineer and surveyor apprehend that conveyances, or devises, or descents of houses, or lands, shall have taken place, without being reported to him, he shall cause search to be made therefor, and perfect his books of plans; and every person found delinquent, for six months after acquiring title, as aforesaid, in making report as aforesaid, shall be liable to a fine of five dollars, to be recovered by the said chief engineer and surveyor, in the name of the city, as debts, of that amount, are by law recoverable.

Engineer may make searches for conveyances, devises, &c., not reported.

Penalty for failure to make report.

SECTION 7. The chief engineer and surveyor shall preserve, on file, arranged alphabetically, and according to date, all reports, made to him, of descriptions of houses and lands, and for twenty-five cents, shall give his certificate, at the foot of a duplicate of the description, or descriptions, that report has been made, into his office, of the description of the designated property, or properties, when a duplicate of descriptions shall be produced to him, with the certificate written out for his signature, and his certificate shall be evidence for the receiver of it, and any clerk, prothonotary and register, and all others, that this law has been complied with.

Reports of descriptions to be arranged, &c.

Certificates to be given by engineer, and to be evidence.

SECTION 8. It shall be the duty of the city commissioners to cause to be made assessment books, and duplicates, in the form that shall be prescribed by the councils of the city, and no other, and to have the same bound and permanently preserved in their office, the duplicates whereof shall be kept, in the office of the receiver of taxes, and they shall be made in conformity with the books of plans, to be furnished by the chief engineer and surveyor, whenever and as furnished by the successive wards, omitting no property thereon, nor the name of any owner; and it shall be the duty of every assessor, whenever he shall find any property to be owned differently from the name in the proper assessment book, to report such change to the chief engineer and surveyor, without delay, and the chief engineer and surveyor, if finding such report correct, shall make the book of plans conform, by the proper entry, but without erasure of any name; and the failure of the assessor to perform this duty shall subject him to a charge, or penalty of five dollars, for each such omission, to be recovered as debts, of the amount thereof, are recoverable by law.

Assessment books, and duplicates, to be made by commissioners.

Duplicates to be kept in office of the receiver of taxes.

Duty of assessors, in reference to errors in books.

Penalty for neglect to report.

Duty of owners  
of property.

SECTION 9. It shall be the duty of all owners of houses and lots to furnish, forthwith, descriptions of their property, to the chief engineer and surveyor, to aid him in making up the books of plans; and whensoever such descriptions shall have been so furnished, and the certificate of the chief engineer and surveyor shall be received, no property, so returned, shall be subject to sale for taxes, thereafter to accrue, as a lien of record thereon, except in the name of the owner, as returned, and after recovery, by suit, and service of the writ on him, made as in case of a summons, and all such returns shall be arranged and filed alphabetically.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 325.

## An Act

To vacate a portion of Second street, in the borough of Waterford, and donate the same, together with the old burying ground, to the Waterford Cemetery Corporation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Portion of Second street vacated.

That Second street, from the easterly line of East street, to the easterly line of out-lots, numbers twenty-one and twenty-four, (adjacent to the in-lots, in the borough of Waterford,) so far as said Second street passes eastwardly, between the said out-lots, numbers twenty-one and twenty-four, be and the same is hereby vacated, with authority to lay out and use the same, in connection with the said out-lots, for the purposes of a cemetery, by the Waterford Cemetery Corporation.

Certain real estate donated to the Waterford cemetery company.

SECTION 2. That in-lots, numbers one hundred and seventy-five and one hundred and seventy-six, known as the old graveyard, in the borough of Waterford, be and the same are hereby donated to the Waterford Cemetery Corporation, in trust, nevertheless, for the term of one year, from the passage of this act, for the parties who have buried their dead therein; after the expiration of the said term of one year, the said cemetery corporation are hereby authorized and empowered to sell and

To be sold, after expiration of one year.

convey, in fee simple, the said in-lots, when and as soon as the remains of families, whose surviving relatives, in indigent circumstances, have been removed to the Waterford cemetery, or elsewhere; and the proceeds of sale of said in-lots may be appropriated, by the said corporation, to the payment of burial of lots, in said Waterford cemetery, for the re-interment of the remains of said indigent families. Appropriation of proceeds.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 326.

*An Act*

To incorporate the Philadelphia and Nova Scotia Gold Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That P. P. Todd, E. W. Ball, J. H. Walton, George H. Bardwell, Henry Simons, F. L. Filbert, C. Haldeman, E. W. Davis, Claton Allen, D. Caldwell, William P. Schell, Jerry Hutchinson, George N. Townsend, and their associates, be and they are hereby created a body politic, by the name, style and title of the Philadelphia and Nova Scotia Gold Company, Title. and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting, and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Nova Scotia and Colorado, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses, and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work the same, and to dispose of the products of all such lands, mines and works, as they may deem proper. Privileges.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, By-laws.

Proviso. amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter, at pleasure, and to issue

Seal. certificates of stock, representing the value of their property,

Certificates of stock. in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

Election of directors. SECTION 3. That the corporators of this act shall elect seven persons, to serve as directors of this company, a majority of whom shall hold their offices, until their successors shall have been elected, in accordance with the by-laws.

Offices. SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal, in the United States, in such places as they may deem expedient; at which place, it shall be lawful to hold all meetings for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 327.

## An Act

To extend to the Connecting Railway Company the powers, in respect to their roadway and sidings, granted to the Philadelphia and Erie Railroad Company, by an act, approved the twenty-second day of July, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the rights and powers granted to the Philadelphia and Erie Railroad Company, by an act, entitled "An Act relating to the Philadelphia and Erie Railroad Company," approved the twenty-second day of July, Anno Domini one thousand eight hundred and sixty-four, be and the same are hereby extended to the Connecting Railway Company, for and in respect to all real estate, needed for their roadway and sidings, but so



that the same, however occupied, or owned, may be taken for all such roadway and sidings, full compensation being made to the owners thereof, as provided by law, with respect to the said company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 328.

## An Act

To appoint additional notaries public, for the counties of Philadelphia, Dauphin and Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be authorized to appoint two additional notaries, with all the rights and immunities thereto belonging, for the county and city of Philadelphia, and one, for the borough of Millersburg, and one, for the town of Lykens, in the county of Dauphin; also, three additional notaries public, in Venango county, one, to be located in Pleasantville, one, in Rousville, and one, in Cherrytree township, in said county.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 329.

*An Act*

To incorporate the Jones Ferry Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Corporators.** That Nelson Jones, Thomas Jones, Junior, Jacob Painter, John F. Singer, John Hall, Henry Eaton and Thomas J. Brereton, their associates and successors, be and they are hereby created a body politic and corporate, by the name and style of the Jones Ferry Company, by which name, the said corporators, and their successors, shall have perpetual succession, and enjoy all the franchises incident to a corporation.

**Name.**

**Capital stock.** *SECTION 2.* That the capital stock of the said company shall be seventy-five thousand dollars, to be divided into fifteen hundred shares, of fifty dollars each; the affairs of the company shall be managed by five directors, the president being one of the number, and shall have power to appoint such other officers and agents as may be required, in carrying on the business of said corporation, and make all needful by-laws and regulations, not being inconsistent with the laws of this state, or of the United States.

**Management.**

**By-laws.**

**Privileges.** *SECTION 3.* That the corporation shall have the right to purchase and hold such steam ferry boats, and other craft, as may be necessary to keep open a steam ferry communication between the city of Pittsburg and the borough of West Pittsburg, in Allegheny county, between a point above the western line of property now in possession of Singer, Nimick & Co., and one hundred yards above the present landing, known as Jones ferry landing, and for that purpose, may purchase, lease and hold any wharves, or landings, now occupied by the present Jones ferry, or such other wharves, or landings, as may be required, in carrying on the business of said company.

**Rates of charges.** *SECTION 4.* That said company, for keeping and maintaining said landings and ferry, aforesaid, shall receive compensation therefor, at the following rates, and not greater; for each foot passenger carried across, five cents; for each horse and rider, five cents; for each horse and buggy, ten cents; for each two horse buggy, fifteen cents; for each horse and wagon, ten cents; for each two horse wagon, twenty cents; for each additional horse, five cents; for each cattle, five cents; for each hog, three cents; for each sheep, two cents; and any person, or persons, violating the provisions of this act, shall forfeit and pay, unto the said company, the sum of one dollar for each and every head of cattle, horse, or carriage, traveler, or team, carried over said river, within said bounds, above named, to be recovered as sums, of like amount, are now by law recoverable.

**Penalty for violating provisions of act.**

SECTION 5. That said company, in all things not expressly Subject to. provided for in this act, shall be governed by the laws regulating turnpike and plank road companies, in regard to the organization and management thereof.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 330.

## An Act

To repeal a part of the third section of the act of twenty-seventh May, one thousand eight hundred and forty-one, so far as it relates to the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the third section of the act of twenty-seventh May, one thousand eight hundred and forty-one, as prohibits any person from being elected and holding the office of county treasurer, until one year after the expiration of his term of office as county commissioner, be and the same is hereby repealed, so far as it relates to the county of Tioga.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 331.

## A Further Supplement

To an act for the protection of sheep, in certain counties, approved April eighth, one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sum of fifty cents, each, shall be allowed to justices of the peace, in Susquehanna, Mercer and Wyoming counties, for performing the duties required of them, by the fourth and fifth sections of the act to which this is a further supplement, to be paid out of the fund raised by the tax on dogs, in said counties.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 332.

## An Act

To incorporate the Monongahela Valley Telegraph Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Cyrus P. Markle and E. C. Lightly, of Westmoreland county; George V. Lawrence, William J. Alexander, W. L. S. Wilson, James W. Lockhart, William Latta, A. J. Stewart, A. C. Sampson, L. W. Morgan, Job Johnson and Samuel J. Krepps, of Washington county; William Clarke, James Slocum, Goodlow Bowman, Levi Colvin, Doctor J. S. Vanvoorhis, Robert Mullen and William Frazier, of Fayette county; George L. Wiley, John C. Fleniken and J. A. J. Buchanan, of Greene county, and such other persons as may hereafter become stockholders, in the Monongahela Valley Telegraph

Corporators.



Company, their successors and assigns, shall be and are hereby made and constituted a body politic and corporate, for the purpose of making, using and maintaining telegraph lines and communications, through the counties of Westmoreland, Washington, Fayette and Greene, by the name, style and title of the Monongahela Valley Telegraph Company, and by that name, style and title, shall have perpetual succession, and all the privileges, franchises and immunities incident to a corporation; may sue and be sued, implead and be impleaded, complain and defend, in all courts of law and equity, of record, and otherwise; may purchase, receive, have, hold and enjoy, to them, their successors and assigns, all such lands, tenements and hereditaments, goods and chattels, and estates, real, personal and mixed, of what kind and quality soever, as may be necessary for the purposes of the said corporation, and the same, from time to time, may sell, convey, mortgage, encumber, charge, grant, lease, alien and dispose of; to make dividends of such portions of their profits as they may deem proper, and, also, to make and have a common seal, and the same to alter and renew, at pleasure; and, also, to ordain, establish and put in execution such by-laws, or ordinances, rules and regulations, as may be necessary, or convenient, for the government of the corporation, hereby created, not being contrary to the constitution and laws of the United States, or of this commonwealth, and generally may do, all and singular, the matters and things, which to them shall lawfully appertain to do, for the well being of the said corporation, and the management and ordering of the affairs and business of the same: *Provided*, That nothing, herein contained, shall be so considered and construed as to give to the said corporation any banking privileges, or franchises, or any privileges, or franchises, but such as may be necessary, or belong to the making, using, or maintaining, the said telegraph lines, and the connections it may form, for the advancement of its interests.

SECTION 2. That the capital stock of the corporation shall be twenty-five thousand dollars, divided into shares, of twenty-five dollars each, certificates of which shall be signed by the president, and countersigned by the secretary, and sealed with the common seal; which stock shall be transferable, in person, or by attorney, executors, administrators, guardians, trustees, or officers, under such regulations as may be provided by the by-laws: *Provided*, That if the business of the corporation shall require any additional wire, or wires, that the stockholders shall, at any regular, or special, meeting, convened for that purpose, of which three weeks' notice shall have been given, in one, or more, of the public papers of the county, or counties, through which the line passes, or is intended to pass, have the right to increase the capital stock, if found necessary.

SECTION 3. That the said corporation shall have power to connect, by contract, with other persons, or corporations, having other telegraphic lines within, or out, of this state, for the purposes, aforesaid, and it may, also, form a union with, or lease to, other corporations, associations, or individuals, incorporated by this commonwealth, or any other state, its own lines, with their fixtures and apparatus, or lease, from any

Powers and privileges.

Seal.

By-laws.

Prohibition.

Capital stock.

Transfers.

Increase of capital stock.

Authorized to form a union with other companies.

Copy of agreement to be filed in office of secretary of the commonwealth.

May purchase connecting lines.

Meeting of corporations.

Notice to be given.

Election of directors and other officers.

Annual and special meetings, relative to.

Votes.

Location and construction of lines, &c.

individuals, associations, or corporations, incorporated by this commonwealth, or any other state, their lines, fixtures and apparatus; and when such unions, as aforesaid, are formed, the stock may form a common stock, upon such terms and conditions as the said companies, or associations, respectively, shall agree upon, and that, as soon as such union shall be effected, and a true copy of the agreement made, or that purpose duly certified, under the corporate seal of the said companies, shall have been filed in the office of the secretary of this commonwealth, the stockholders of the said companies shall become one body corporate and politic, under such name and style as they shall adopt and agree upon, and embody in their certificate, with all the rights and privileges incident to a corporation, and with all the rights, powers and privileges which, by virtue of this act, are vested in the company hereby incorporated.

SECTION 4. That the said corporation shall have power to purchase, make, use and maintain any connecting, or side lines.

SECTION 5. That the persons named in this act, or any four of them, shall call a meeting, within six months from the passage of this act, of the corporate body, hereby created, giving three weeks' notice of the time and place of holding the same, in at least one newspaper, in each of the counties of Westmoreland, Washington, Fayette and Greene, for the purpose of choosing a president and six directors, which six directors, with the president, shall constitute the board of directors for the management of the affairs of the corporation; and said board shall elect a secretary and treasurer, either, or both, of whom may be chosen from their own number; said board shall hold their office for the term of one year, and until their successors are elected, and shall exercise all the powers pertaining to the making, maintaining, use and management of said telegraph lines, and the affairs, interests and business of the said corporation.

SECTION 6. That the annual meetings of the said corporation shall be held on the first Tuesday of May, in each and every year, unless the stockholders, at an annual meeting, shall otherwise direct; that the place of holding the first election shall be fixed in the call for the same, and thereafter, it shall be determined by the stockholders, at their annual meeting; special meetings may be called by a majority of the directors whenever, in their opinion, the interests of the company may require it, or requested by one-third of the stockholders.

SECTION 7. That at each and every election for officers, each share shall entitle the holder thereof to one vote, to be given by ballot, and stockholders may be represented by proxy.

SECTION 8. That it may and shall be lawful for the said corporation, hereby created, to erect and construct works, edifices, fixtures and structures, along and across any of the roads, highways, streets and waters, within the state, or across which they shall convey their wires; the said works to be so placed as not to interfere with the common use of such roads, highways, streets and waters; and the said corporation, and all

other persons, by them authorized, appointed, or employed, shall have power and authority to enter into and upon, hold, occupy and enjoy any land for the purpose of locating and constructing the said telegraph lines, and using, repairing, maintaining and enjoying the same, upon which the same may be located, or which may be necessary, or convenient, for the location of the same: *Provided*, That such compensation shall, previous thereto, be made, or tendered to the owner, or owners, of the land, occupied for such purpose, as shall be agreed upon between the parties, or determined, as hereinafter directed. Proviso.

SECTION 9. That if the said corporation and the owner, or owners, of any land through which the said telegraph lines shall pass, cannot agree upon the price, or compensation, to be paid by the said corporation, for such land taken, or used, or the damages done thereto, it shall and may be lawful for either party to apply to the court of common pleas, for the county in which such lands shall lie, by petition, stating the facts in relation thereto, and thereupon, it shall be the duty of the said court to appoint three disinterested persons, of the proper county, or of any adjoining county, and to fix a time, not less than twenty, nor more than thirty days thereafter, for the viewers to meet upon the premises, where the damages are alleged to be sustained, of which time and place, notice shall be given, by the party petitioning, to said viewers, and to the other party; and the said viewers, when so met, shall be first sworn, or affirmed, justly and equitably to assess the damages, if any, which may have been, or are likely to be, sustained by the owner, or owners, of such land, and shall then view the premises, and justly and equitably assess and estimate the damages, which may have been sustained, or are likely to be sustained, by the owner, or owners, of such lands, through which said telegraph lines shall pass, and deducting from the damages the value of the advantages and benefits, which will be likely to accrue to the owners of said land, from the said telegraph lines, or works, connected therewith; and to make out a report of their assessment of damages, signed by the said viewers, and return the same to the court appointing them, at the next term thereof; which report, being confirmed by said court, shall be considered a judgment of the said court, and collected, in like manner as other judgments, of the same court, are collected, with the costs of the court: *Provided*, That if the proper officer of the said company, at any time, before application made by either party, for the appointment of viewers, in manner hereinbefore directed, shall tender to the owner, or owners, of said land, a sum of money, in full compensation for his said damages, shall not be liable for costs, on any subsequent proceeding, unless such owner of the land shall receive a larger sum than the previous tender of said company: *Provided however*, That the said judgment shall be subject to reversal, upon appeal, or by writ of error, taken by either party, as other judgments, in the same court, are liable. Proviso.

SECTION 10. That if any person, or persons, shall wilfully destroy, or obstruct, the said lines, or any part thereof, or any works, or fixtures, connected therewith, such person, or per- Penalty for destruction, or obstruction, of lines.



sons, shall, on conviction, for such offence, in any court of quarter sessions, of this commonwealth, be sentenced to imprisonment, not exceeding one year, at the discretion of the court, in the jail of the proper county, and shall be liable to pay all damages; and such conviction shall be conclusive evidence of such destruction, injury, or obstruction, by such person, or persons, in any suit instituted against them, by said company.

Official dis-  
patches to have  
precedence.

SECTION 11. That all dispatches of officers of the United States, and of this commonwealth, relating to public business, shall have precedence of all others, and no greater sum shall be charged for them than for private dispatches, of the same number of words, figures, or characters.

Other corpora-  
tions may sub-  
scribe to stock.

SECTION 12. That any corporation, other than counties, townships, and municipal corporations, may become subscribers to such capital stock.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 333.

## An Act

To repeal an act, entitled "An Act to authorize the governor to incorporate the Shamokin Steam Ferry and Tow Boat Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the further supplement to the act, entitled "An Act authorizing the governor to incorporate the Shamokin Steam Ferry and Tow Boat Company," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-one, be and the same is hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 334.

*An Act*

To incorporate the Norris Park Mining Company, of Colorado.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Peter A. B. Widener, Jacob B. De Haven, William Paul, Joseph Edwards, A. Thompson, William S. Allen, James M'Cormick, B. Franklin Grubb, W. F. Scheible, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name and title of the Norris Park Mining Company, of Colorado, and by the said name, shall have perpetual succession, and all the privileges and franchises incident to a corporation; may make and establish a common seal, and alter the same at pleasure, and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands and mines as they may lawfully acquire, in any state, or territory, of the United States: *Provided*, That the said company shall not own any land, in Pennsylvania.

SECTION 2. That said company may carry on the business of mining, smelting and refining gold, silver, lead, copper, or other ores, or minerals, and may erect and own all suitable buildings, machinery, property and devices, necessary for the said business.

SECTION 3. The capital stock of said company shall be one million of dollars, and shall be divided into two hundred thousand shares, of five dollars each.

SECTION 4. That said company shall have power to make by-laws, for the proper and orderly administration of the affairs of the company.

SECTION 5. That the affairs and business of said company shall be managed by a board of managers, not less than five in number, who shall be elected annually, on the first Monday of May, in each year, and shall continue in office until their successors are chosen; no person shall be eligible to the office of director, who does not own, in his own right, at least one hundred shares of the capital stock; and if any person, so elected, shall, during his term of office, cease to be the owner of one hundred shares of said stock, he shall thereupon cease to be a director, and the board may declare his office vacant, and elect another stockholder, qualified, as aforesaid, to the vacancy.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 335.

## An Act

Relative to roads in Uwchlan township, Chester county, and East Bethlehem and East Pike Run townships, Washington county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Election of supervisors, in certain townships.

That from and after the passage of this act, it shall be lawful for the taxable inhabitants of Uwchlan township, Chester county, and of East Bethlehem and East Pike Run townships, Washington county, at their next township election, to elect three suitable persons to serve as supervisors, one for one year, one for two years, and one for three years, and one person, annually thereafter, to serve for three years, any two of whom may constitute a quorum to do business, and whose duty it shall be, within twenty days after their election, and every three years thereafter, to lay out and divide all the public highways in said township, into sections, not exceeding one-half mile in length, which they shall number and describe, in a book kept by them, for that purpose; they shall also distinctly specify, therein, what they may deem necessary for the improvement and keeping in repair each section of said public highways, for the term of three years.

Their duties.

Roads to be sold at public sale.

**SECTION 2.** That it shall be the duty of said supervisors to expose all the said public highways, one section at a time, at public sale, to the lowest and best bidder, commencing on the third second day in the fourth month next, and to continue from day to day, until all are sold, and every three years thereafter, of which sale at least ten days' notice shall be given, by not less than twelve handbills, posted in the most public places in said township: *Provided*, That any person, not holding property subject to execution and sale for debt, under the existing laws of the state, shall give such security for the performance of every contract so purchased, as the supervisors may require.

Notice.

Security required.

Supervisors to divide roads into sections, &c.

**SECTION 3.** That the supervisors shall divide all roads, that may hereafter be laid out, in said township, into sections, not exceeding one-half mile in length, number and describe them, specify the nature and character of the work to be done, &c., as provided, within twenty days of the time they receive the order for the opening of any road, and after giving ten days' notice thereof, shall proceed to sell the same, at public vendue, in manner and form already provided, for such a length of time as they may deem necessary, for the opening of the same; after which, they shall be kept in repair, in the same manner as other roads, in the township.

Duties of purchasers.

**SECTION 4.** That it shall be the duty of each purchaser to write his, or their, name, and the sum he, or they, are to re-

ceive, for repairing his, or their, section, or sections, in the supervisors' book, under the description thereof; and any contractor, or contractors, neglecting, or refusing, to keep his, or their, section, or sections, in repair, in conformity thereto, upon complaint of any citizen of said township, made to the supervisors thereof, it shall be their duty to examine thereinto, within four days, and if they deem the complaint well founded, to give notice thereof, to the party, or parties, so complained of, and request him, or them, to put his, or their, portion of road in good repair, within six days thereafter; and if he, or they, shall still neglect, or refuse, to repair the same, it shall be the duty of the said supervisors, to have the same put in good repair; and the cost of said repairs shall be recoverable by said supervisors, of said contractor, or contractors, as other debts, of equal amount, are by law recoverable, with costs of suit; and if either of the supervisors, holding contracts, neglect, or refuse, to fulfil the same, in accordance with the written specifications, it shall be the duty of the township auditors, or any two of them, upon complaint of any citizen of the township, made to them, to visit the section, or sections, so complained of, within four days, and if they deem the complaint well founded, to give notice thereof, to the supervisor, or supervisors, so complained of, and request him, or them, to put his, or their, portion of road in good repair, within six days thereafter; and if said supervisor, or supervisors, still neglect, or refuse, to repair the same, it shall be the duty of said auditors to have the same put in good order, at the cost of said supervisor, or supervisors, in manner and form hereinbefore provided, for other delinquent contractors.

Duty of supervisors, in case of neglect, by contractors, to keep roads in repair.

Recovery of cost of repairs, from contractors.

Supervisors neglecting to fulfil contracts to be reported to auditors.

SECTION 5. That it shall be the duty of the supervisors to inspect all the roads in the township, at least once in two months, and if they find any contractor, or contractors, have neglected to fulfil his, or their, contract, or contracts, to give notice thereof, as provided in the preceding section, in case of complaints being made, and to enforce the same.

Supervisors to inspect roads.

SECTION 6. That it shall be the duty of the supervisors, as soon as practicable, after the sale of said public highways, and annually, thereafter, to proceed to lay such a rate of tax as will meet the sale, and other expenses, incident to the making and keeping in repair said public highways, in each year, and in no case, except such as is hereinafter provided for, shall any contractor, or contractors, receive more than one-third part of the amount of said sales, in any one year.

Taxation for road purposes.

SECTION 7. That it shall be lawful for any contractor, or contractors, who may remove out of the township, to yield up, to the supervisors, the unexpired portion of his, or their, contract, or contracts, by giving due notice thereof, in writing, at least twenty days before the next election for supervisors; and the unexpired term of such contract, or contracts, so yielded up, and any section of new road, that may have been opened, shall be sold, at private sale, by the supervisors, for the unexpired portion of the tri-ennial term: *Provided*, That in case of death, or removal out of the township, the supervisors shall pay, to the representatives of such person, so deceased, or such person, so removing, such portions of the money, spe-

Unexpired terms of contracts may be sold, at private sale.

Proviso.

cified in their respective contracts, as they shall believe them justly entitled to.

Bids may be re- SECTION 8. That the supervisors shall have the right to re-  
jected, &c. ject any bids that they may deem too high, and sell such sec-  
tion, or sections, at private sale.

Accounts to be SECTION 9. That the supervisors shall each keep a regular  
kept by super- account of the kind of services performed by them, with the  
visors. date thereof, and they shall be allowed such compensation  
therefor, as the auditors of the township may deem just and  
equitable, for every day necessarily employed in discharging  
the duties of their office.

Penalties for SECTION 10. That any supervisor, duly elected, neglecting,  
neglect of duty or refusing, to perform the duties herein assigned him, shall  
kept by super- be subject to all the fines and penalties, as now provided by  
visors. law.

Repeal. SECTION 11. That such parts of the existing road law, of  
said township, as are inconsistent with this act, are hereby  
repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one  
thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 336.

## An Act

To provide for the re-examination and payment of the claim of James J.  
Dull, against the commonwealth.

WHEREAS, By an act of assembly, entitled "An Act for the  
re-examination of the claim of James J. Dull," approved the  
first day of May, Anno Domini one thousand eight hundred  
and sixty one, Thomas E. Cochran, Eli Slifer and William  
Overfield, were authorized to adjudicate the claim of said Dull,  
against the commonwealth, and the state treasurer to pay the  
sum found to be due to him, if any, by said board of exami-  
ners, or a majority of them, out of any money in the treasury,  
not otherwise appropriated :

*And whereas,* Said act of assembly required said board of  
examiners to meet, for the performance of their duties, within  
thirty days after the passage of the law :

*And whereas,* By reason of the extraordinary pressure of  
public duties, imposed by the rebellion, upon a portion of said  
board of examiners, they were not able to consider and adju-



dicated said claim, as required by said act of assembly ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said claim of James J. Dull be referred again to Eli Slifer, Thomas E. Cochran and William Overfield, who are duly authorized and empowered, within sixty days after the passage of this act, or at any time, within six months thereafter, to which a majority of said board of examiners shall adjourn the hearing, or consideration, of the case, to re-examine, settle and adjust said claim, on principles of equity and justice ; and said examiners, if they deem it just, shall have authority to allow said James J. Dull interest on his claim, against the commonwealth, for the same period of time that interest was charged in favor of the commonwealth, on its account against him ; and when the report of said examiners, or a majority of them, shall have been made, and filed in the office of the auditor general, the amount, if any, found to be due to said Dull, shall be paid to him out of any money in the treasury, not otherwise appropriated.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 337.

## An Act

To incorporate the Montour County Horse Thief Detecting and Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Yorks, W. W. Pinneo, Franklin Snyder, John Moore, John Derr, Abraham Wagner and George Sandal, and all other persons who may hereafter associate with them, in the manner hereinafter prescribed, shall and they are hereby constituted and declared to be a body corporate and politic, by the name, style and title of the Montour County Horse Thief Detecting and Insurance Company, and by the same name, to be able to sue and be sued, in all courts of record of Pennsylvania, or elsewhere, and, also, to make and have one

Corporators.

Title.

Seal. common seal, and the same to alter and renew, at pleasure, and, also, to ordain, establish, and put in execution, such by-laws, ordinances and regulations, as shall appear necessary and convenient, for the government of said corporation, not being contrary to this charter, or the laws of the United States, or of this commonwealth; generally to do and transact all such matters and things, as shall to them lawfully appertain to do and transact, for the well being of said corporation, and the due management and well ordering of the affairs thereof.

Object. SECTION 2. That the object and business of said corporation shall and hereby is prescribed to be, the insurance of their respective horses, mares and geldings, against theft, and for the recovery of stolen horses, and the detection of horse thieves, in the commonwealth of Pennsylvania, for such a term, or terms, and for such premiums, or considerations, and under such modifications and restrictions, as may be agreed on between said corporation and the persons agreeing with them for such insurance.

Management. SECTION 3. That the affairs of this corporation shall be carried on and conducted, in the borough of Danville, county of Montour, at such place as a majority of the directors shall designate; and the board of directors shall consist of seven members, who shall be elected yearly, at such time and place, and in such manner, as the directors may direct, in their by-laws; the board shall select, from their own number, a president and vice president, and shall appoint a secretary and treasurer, and such other officers, or agents, as shall be expedient, to carry out the objects of the corporation, the duties of which shall be particularly set forth in the by-laws of said company.

Corporators to constitute the first board of directors. SECTION 4. That the directors shall be chosen by ballot, at a general meeting of said company, each member having one vote; the seven persons, named in the first section of this act, shall constitute the first board of directors, who shall hold their office until others are elected; vacancies shall be filled by the remaining board, and a majority of the directors shall constitute a quorum, for transacting business.

Vacancies. SECTION 5. That every member of this corporation shall be bound to pay for losses, and such necessary expenses, in said company, in proportion to his, or her, deposit note.

Payments by members. SECTION 6. That no policy, or certificate of membership, shall be issued, until one hundred applications shall have been made.

When policies to issue. SECTION 7. That this corporation shall not exercise any banking privileges; and this act to continue in force for thirty years, the legislature reserving the right to alter, repeal, or amend, the same, yet not so as to injure said corporation.

Prohibition. ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.  
Reservat. WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 338.

## A Further Supplement

To an act incorporating the Bethlehem Iron Company, approved April seventh, one thousand eight hundred and fifty-seven, under title of the Saucona Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Bethlehem Iron Company may, by a vote of its stockholders, increase the capital stock of said company, to such amount as may be deemed necessary, not exceeding one million of dollars; this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, of the capital stock, hereby authorized, or hereafter created, in four equal annual instalments, and such taxes on dividends as are or may be provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company and for country provisions, furnished for said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three; and the supplement to the act, incorporating the Bethlehem Iron Company, approved May third, one thousand eight hundred and sixty-four, is hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 339.

## An Act

To annul the marriage contract between Henry Wright and Mary Wright.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the marriage contract, entered into between Henry Wright, of the city of Philadelphia, and Mary Wright, his wife, be and the same is hereby annulled, and made void, and the parties released and discharged from said contract, and from all duties and obligations arising therefrom, as fully and absolutely as if they had never been joined in marriage.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 340.

## An Act

To authorize the administrator of Joseph Engleman, deceased, to convey certain real estate

WHEREAS, On the twenty-seventh day of April, one thousand eight hundred and fifty-eight, Michael Engleman, of White Deer township, Union county, Pennsylvania, entered into a written agreement, under seal, with his son, Joseph Engleman, for the sale of two tracts of land, (one improved, and the other timber land,) situate in said township of White Deer, and county of Union, for the consideration therein mentioned, and delivered possession of the same to his said son, and in the month of May, one thousand eight hundred and sixty-three, the said Michael Engleman died intestate, without executing a deed for the same, and letters of administration were taken out, on his estate, by his son, Jacob Engleman, and on the twentieth of February, one thousand eight hundred and sixty-four, the said Joseph Engleman presented, under oath, his petition to the orphans' court of Union county, asking for a decree of specific performance, and that a deed be made to him, under such decree; and afterwards, to wit, on the twenty-first day of September, one thousand eight hundred and sixty-four, due notice having been given to the persons interested, in accordance with the direction of the court, and the contract duly proved, the said orphans' court decreed specific performance, and directed Jacob Engleman, administrator of said Michael Engleman, deceased, to execute and deliver a deed, to said Joseph Engleman, for said two tracts of land, on his securing the purchase money, according to the terms of said written agreement:



*And whereas*, Before a deed was executed, said Jacob Engleman died intestate, and afterwards, to wit, on the twenty-seventh day of December, one thousand eight hundred and sixty-four, letters of administration on his estate were granted, by the register of said county of Union, to Honorable James Marshall; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Engleman, administrator of Michael Engleman, late of White Deer township, Union county, deceased, be and is hereby authorized and required to execute and deliver a deed, or deeds, for the two tracts of land, described in the written agreement of the twenty-seventh of April, one thousand eight hundred and fifty-eight, to Honorable James Marshall, administrator of Joseph Engleman, deceased, in trust for the widow and heirs of said Joseph Engleman, deceased, for such estate as the said Michael Engleman had therein, at the time he entered into said written agreement with his son, the said Joseph Engleman, or at any time prior to his decease, to have the like effect as if Jacob Engleman, administrator of Michael Engleman, deceased, had executed and delivered a deed, or deeds, to said Joseph Engleman, in his life-time, under, and by virtue of, the decree of said orphans' court of Union county, of the twenty-first of September, one thousand eight hundred and sixty-four; and the said James Marshall, administrator, aforesaid, be and is hereby authorized, on receiving the deed, or deeds, aforesaid, and to secure the payment of the purchase money on said real estate, and make such other arrangements, respecting the same, as said Joseph Engleman might have done, if living.

SECTION 2. That if deemed necessary, for the payment of debts, the said James Marshall, administrator of Joseph Engleman, be and he is hereby authorized and empowered to apply to the orphans' court for an order of sale for payment of debts, in same manner, as if deed, or deeds, had been executed, and delivered to said Joseph Engleman, in his life-time, and the orphans' court hereby authorized to decree such sale.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 341.

## An Act

To amend the fee bill, as to constables, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees to be received by constables, in the city of Philadelphia, shall be as follows: for executing warrant, on behalf of the commonwealth, sixty cents; for taking body into custody, or conveying to jail, on *mittimus*, or warrant, fifty cents; for arresting a vagrant, disorderly person, or other offenders against the laws, (without process,) and bringing before a justice, fifty cents; for levying a fine, or forfeiture, on a warrant, thirty-five cents; for serving *subpoena*, twenty-five cents; for serving summons, notice on referee, suitor, master, or mistress, or apprentice, personally, each, twenty-five cents; for serving, by leaving a copy, twenty-five cents; for executing attachment, thirty-five cents; for arresting, on *capias*, fifty cents; for taking bail bond, on *capias*, or for delivery of goods, twenty-five cents; for notifying plaintiff, where defendant has been arrested, on *capias*, to be paid by plaintiff, twenty-five cents; for serving summons, landlord and tenant proceedings, fifty cents; for executing writ possession, landlord and tenant proceedings, one dollar; for executing landlord's warrant, fifty cents; for serving execution, thirty-five cents; for taking inventory of goods, on landlord's warrant, (each item,) two cents; for levying or distraining goods, and selling the same, for each dollar, not exceeding one hundred dollars, six cents, and for each dollar, above one hundred dollars, four cents, (and one-half of said commission shall be allowed, where the money is paid after levy without sale, but no commission shall, in any case, be taken on more than the real debt, and then only for the money actually received by the constable, and paid over to the creditor;) for advertising the same, fifty cents; for copy of a vendue paper, when demanded, each item, two cents; for putting up notice of distress, at mansion house, or at any other public place, on the premises, twenty-five cents; for serving *scire facias*, personally, twenty-five cents; for serving, by leaving a copy, twenty-five cents; for executing bail piece, fifty cents; for traveling expenses, on an execution returned *nulla bona*, and *non est inventus*, where the constable has been at the defendant's last residence, each mile circular, five cents; for executing order for removal of a pauper, seventy-five cents; for traveling expenses, in said removal, each mile cir-

cular, fifteen cents ; for traveling expenses, in all other cases, each mile circular, five cents.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 342.

## An Act

In relation to the action of dower.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no action of dower, *unde nihil habet*, hereafter brought, or now pending and undetermined, in the courts of this commonwealth, shall abate by reason of the death of the plaintiff therein, but the same may be prosecuted by the executors, or administrators, of said plaintiff, who shall be substituted as plaintiffs therein, on the record, on suggestion of the death of the plaintiff, to recover the annual value of the said plaintiff's estate, in dower, or the rents, issues and profits thereof, from the time of the decease of the husband, until the date of the death of the original plaintiff, in such action.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 343.

## An Act

Granting a pension to Alexander Scott, and others, of Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay Alexander Scott, Benjamin Grossman, Samuel Russell, Norbert Foultz and Ellen Sullivan, of Butler county, soldiers of the war of eighteen hundred and twelve, and a soldier's widow, or their order, a gratuity of forty dollars, and an annuity of forty dollars, during the term of each of their natural lives, commencing on the first day of January, eighteen hundred and sixty-five, and payable half-yearly thereafter, on the first days of January and July.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 344.

## An Act

For the relief of Abraham Slough, of Lancaster county, a soldier of the war of eighteen hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay to Abraham Slough, of Lancaster county, a soldier of the war of eighteen hundred and twelve, a gratuity of forty dollars, immediately, and an annuity of forty dollars, during life,



payable semi-annually, commencing on the first day of January, one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 345.

## An Act

To incorporate the Fairmount Female College of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the literary institution, heretofore established and conducted, by the efforts and enterprise of J. W. Barnhart and P. D. Barnhart, in Green street, west of Twenty-second, in the city of Philadelphia, and state aforesaid, by the name of Fairmount Seminary, shall hereafter be known by the title of Fairmount Female College of Philadelphia. Incorporation.

SECTION 2. That the president and board of directors, of said college, hereinafter named, shall consist of not more than sixteen, and not less than ten persons; said president and board of directors shall be and they are hereby constituted and created a body politic and corporate, in law and in fact, under the style of the president and board of directors of the Fairmount Female College of Philadelphia, and as such, they shall be and are hereby vested with all the powers and privileges of a corporation, for the permanent establishment of said college, to promote the moral and literary education of females; they may have a corporate seal, may receive and hold, in trust, for the said college, by purchase, devise, bequest, or gift, any property, or estate, real, personal, or mixed: *Provided*, That the clear yearly income of said estate shall not exceed ten thousand dollars; it shall be the duty of the board of directors to watch over the college, as its constitutional guardians, to advise with the faculty, in relation to its government, the course of study, manner of teaching, conferring degrees, and in whatever else may promote the welfare of the institution, and the interests of the students; it shall be their duty, also, to visit the college, from time to time, and attend the annual examinations; there shall be a stated annual meeting President and board of directors, powers of, &c. Seal. Income. Duties of directors.

- Meetings. of the board, at each annual examination, or commencement, and notice of the time and place of such meeting shall be given, to each member of the board, by the president, or some member of the faculty, or mailed, with proper directions, at least eight days prior to the time of meeting; the president of the board shall call a special meeting, whenever, in his judgment, and in the judgment of the president of the college, the interests of the institution require; five shall constitute a quorum; if any member of the board be absent three consecutive stated meetings thereof, the board shall have power to declare his place vacant, and elect a successor; the president of the college shall be *ex-officio* member of the board.
- Quorum.
- Vacancies, how to be filled. SECTION 3. That the said corporation, hereby created, shall have and maintain a succession, in the following manner, viz: in case of the death, removal, or resignation, of the president of the said college, hereinafter appointed, or in case of his otherwise ceasing to serve the college, as president, the vice president, hereinafter appointed, shall succeed him, as president of said college; in case of the death, removal, or resignation, of both the president and vice president, the directors shall appoint a president, to fill the vacancy, at a special meeting, called, by the president of the board, for that purpose; the board of directors shall have power to fill any vacancy, or vacancies, that may occur in that body, at any stated meeting.
- President, vice president and directors appointed. SECTION 4. That the present proprietors, J. W. Barnhart, and P. D. Barnhart, aforesaid, be and they are hereby constituted and appointed president and vice president, respectively, of the said college, and John M. Maris, James Long, Philip H. Cassady, Matthew Simpson, William C. Stevenson, Thomas Potter, James Pollock, J. B. Townsend, Matthias W. Baldwin, Charles Norton, John A. Wright, be and they are hereby constituted a board of directors of the said female college; they shall meet at the college, on the first Thursday of May next, at eight o'clock, P. M., when, or at an adjourned meeting, as soon as may be thereafter, the board shall be organized, by an election, from its body, of a president, secretary and treasurer; the treasurer shall give bond and security to the satisfaction of the board, for the faithful discharge of all the duties of his office, and may receive such compensation as they shall judge reasonable and proper; said organization, together with the acceptance of this act, shall be published in two daily papers, in the city of Philadelphia, on, or before, the first day of June next.
- Organization of the board.
- Faculty, how to be composed, &c. SECTION 5. That there shall be a faculty of said college, to be composed of the president and vice president of the college, aforesaid, and the professors and teachers it may be deemed expedient to employ; the faculty shall have the care, government and instruction of the students, and with the advice of the board, may confer degrees and give diplomas; the president and vice president, hereby appointed, having originally established, by their individual enterprise, being the present proprietors, and sustaining the pecuniary liabilities, may, while they shall continue under said liabilities, appoint the other members of the faculty, but if, by public benevolence, private gift, or otherwise, the board shall be enabled, with the

funds of the institution, to assume and discharge such liabilities, and to purchase and hold, in trust, as aforesaid, the estate, buildings, furniture, premises and appurtenances thereunto belonging, and pay the expenses and losses incurred by the present proprietors, in establishing the institution, aforesaid, and said discharges and purchases being duly made and acknowledged, then and thereafter, the members of the faculty may be removed and appointed, with the consent and concurrence of the board, and the president shall be liable to impeachment, and may be removed, by the consent of two-thirds of the board of directors, holding the rights of property, as aforesaid; and in case of the death, resignation, or removal, of the president, hereby appointed, and the appointment of a successor, according to this act, the liabilities aforesaid shall be discharged, or assumed, by the said successor, and the rights and property specified in this section, and all other rights of property and privileges in, or about, the premises, aforesaid, belonging to the said proprietors, including a just and equitable compensation for the labor and loss of establishing the institution, aforesaid, shall be recognized as the property, rights and claims of the said proprietors, and as such, contracted for and purchased by the successor, aforesaid; in which case, the said successor shall have the same powers and privileges of his predecessors, in like circumstances.

SECTION 6. That this act shall take effect immediately, and shall continue in force, until altered, or annulled, by the legislature. This act to take effect immediately.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 346.

## An Act

To incorporate the Quaker City Business College, of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That L. Fairbanks, F. L. Wilder, William H. Choate, William Paine, Henry Bentley, Chester N. Farr, Jr., or a majority of them, and their associates and successors, be and they are Corporators.

Title.	hereby made and created a body politic and corporate, in law and in fact, by the name, style and title of the Quaker City Business College, and by the same, shall have perpetual succession, and may sue and be sued, have a common seal, purchase, hold and convey all lands and tenements, moneys, goods, chattels and effects, necessary for the use thereof, and immediately connected therewith, and make all needful by-laws, rules, orders and regulations, for the management of the same, not contrary to the constitution and laws of this commonwealth, or of the United States, and do all and every other act, matter and thing, which any corporation, or body politic can, or may lawfully do, in the premises : <i>Provided</i> , That said corporation shall hold no more real estate than the buildings and fixtures, necessary for the proper use of an educational institution.
Seal.	
Privileges.	
By-laws.	
Election of trustees and other officers.	SECTION 2. That said corporation shall have power to elect a board of trustees, and such other officers, as may be necessary for the administration and government of said college.
Course of instruction.	SECTION 3. That said corporation shall have power to teach all the branches of learning, necessary for the thorough theoretical and practical education of young men, for the various duties and employments of business-life, and to impart instruction, in such other branches of literary and scientific knowledge, as may, from time to time, be deemed expedient.
Authorized to confer degrees.	SECTION 4. The said corporation shall have power to confer degrees of merit on such persons, as shall have completed the prescribed course of study, and may be deemed sufficiently graduated in knowledge, to merit the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 347.

## A Supplement

To an act to incorporate the Phoenix Iron Company, approved the twenty-seventh day of April, Anno Domini one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the said Phoenix Iron Company shall have power to use locomotive engines, for the transportation and carriage of all kinds and descriptions of burdens, on the railways authorized to be laid out, and constructed, and used, by their predecessors, Reeves, Buck and Company, and their assigns, by an act, entitled "An Act to authorize the town council of Pottsville to open and enlarge Logan's court, &c., and in relation to a private railroad in Phoenixville, &c., &c.," approved March fourteenth, Anno Domini one thousand eight hundred and fifty, and also, on the railways authorized to be constructed by the said Phoenix Iron Company, under an act, entitled "A supplement to an act to incorporate the Phoenix Iron Company," approved March thirty-first, Anno Domini one thousand eight hundred and fifty-nine, and to lay and repair either of said railways, with rails suitable and proper for the use of locomotives: *Provided*, That within ninety days from the passage of this act, the said Phoenix Iron Company shall erect and finish a bridge, on the east side of the present county bridge, over French creek, for the use of their said railways, and shall, thereafter, abandon the use of the said county bridge, for railroad purposes.

Authorized to use locomotive engines, on their railways.

Required to construct a bridge over French creek.

SECTION 2. That for and during the period of ninety days, from the passage of this act, the said Phoenix Iron Company shall have the right and privilege to cross and re-cross, with their locomotives, cars and carriages, the county bridge, over French creek, in the borough of Phoenixville, as now used by said company: *Provided*, That said company shall leave said bridge in as good condition, as the same may be in, at the time of the passage of this act.

May use the county bridge, for ninety days after the passage of this act.

Proviso.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "A supplement to an act to incorporate the Phoenix Iron Company, approved the twenty-seventh day of April, Anno Domini one thousand eight hundred and fifty-five," was presented to the governor, on the twenty-first day of February, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 14*, 1865.

No. 348.

## A Supplement

To an act, entitled "An Act authorizing Samuel Small, guardian of the minor children of William Coleman, late of Lebanon county, deceased, to sell certain real estate," approved the first day of April, one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the power conferred on Samuel Small, guardian of the minor children of William Coleman, late of Lebanon county, deceased, by the second section of the act to which this is a supplement, shall be and the same is hereby enlarged and extended, so as to authorize and empower the said guardian to invest, from time to time, such portions of the surplus income of said minors, as he may find convenient and proper, in the purchase of real estate, in this commonwealth; the deeds for the property, so purchased, to be taken as provided in and by said section of said act; and in carrying on the furnace and iron works, mentioned in the said section, belonging now, in part, to said minors, the said guardian shall be and is hereby authorized and empowered to carry on the same, for the use of said minors, in partnership with the other persons interested therein, or with those representing them, or solely on account of said minors, in case they should become the sole owners thereof; and said guardian shall, in no event, be deemed or held liable to his said ward, except for the amount of the profits of said business, actually realized by him, and shall account for the same, subject to such credits as may be proper, on a settlement of his guardianship account, in the orphans' court of the proper county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 349.

## A Further Supplement

To the act, entitled "An Act to increase the capital stock of the Short Mountain Coal Company."

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That to enable the Short Mountain Coal Company, without contracting a debt, to construct a tunnel from Bear Gap, through North mountain, to Lykens valley, in the county of Dauphin, cutting all the coal veins, in said mountain, and to mine coal therefrom, and open new collieries, in Lykens valley aforesaid, and to erect, build and establish all the works and improvements, necessary to accomplish the object proposed by the said company, the said corporation are hereby authorized to increase its capital stock, in the sum of eight hundred thousand dollars, to be divided into shares of fifty dollars each, the certificates of which shall be issued, from time to time, and attested, in pursuance of the provisions of the act incorporating said company, passed the twentieth day of February, Anno Domini one thousand eight hundred and fifty-one; said additional stock to be appropriated, from time to time, as the work progresses, and in such manner as will best promote the interests of said company.

Authorized to increase capital stock, for certain purposes.

**SECTION 2.** That the said company shall be required to pay, Tax thereon, to the state treasurer, for the use of the commonwealth, a tax state. of one-half of one per centum, on the increase of capital, provided for in section one, as the same may be issued, and to be paid in four instalments, the first to be paid on the first Monday of July, succeeding said increase of capital, and the remaining instalments, at intervals of twelve months, each, thereafter.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 350.

## An Act

Relating to bounties, in Washington township, Snyder county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the school directors of the township of Washington, in the county of Snyder, to include, in the tax levied, or to be levied, to fill the quota of said township, under the call of the President of the United States, of the eighteenth July, Anno Domini one thousand eight hundred and sixty-four, all expenses and interest on loans, incurred in filling said quota; and the said school directors are hereby authorized to levy said tax, immediately after the passage of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 351.

## An Act

Relating to bounty taxes, in Great Bend township, Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall be lawful for the school directors of Great Bend township, Susquehanna county, to levy a tax, for bounty purposes, of three per cent. on the dollar of valuation, together with the *per capita* tax now allowed by law, for the year one thousand eight hundred and sixty-five, in order to enable said township to redeem its bonds, then coming due: *Provided,* That in the settlement, with the collector and treasurer of bounty taxes, in said township, they shall be allowed, respec-



tively, such a per centage, for the collection and disbursement of the same, as may be agreed upon, with the school directors of said township.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 352.

## An Act

Relating to bounties, in certain districts of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of the borough of Duquesne, and the Third ward, Allegheny city, and the townships of Moon, Baldwin, Chartiers and Wilkins, in the county of Allegheny, be authorized to levy and collect a *per capita* tax, not exceeding twenty-five dollars, on each and every male resident, over the age of twenty-one years: *Provided*, That this act shall not apply to those who have, or may pay, to the treasurer of said districts, the sum of fifty dollars, or upward; said *per capita* tax to be applied to the payment of bounties to volunteers, and to be collected the same as other taxes.

School directors of certain districts authorized to levy a *per capita* tax.

Proviso.

SECTION 2. That the school directors of the Third ward of Allegheny city, and the townships of Baldwin and Wilkins, in the county of Allegheny, be further authorized to levy an additional tax on all real and personal estate, in said districts, not exceeding three per centum, as may be required, and said tax to be applied to the payment of bounties to volunteers, and to be collected as provided in the first section of this act.

Tax upon real and personal estate may be levied.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 353.

## An Act

To authorize the appointment of a sufficient police force, for the borough of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief burgess of the borough of York be and he is hereby authorized, from and after the passage of this act, to appoint a sufficient number of police officers, for said borough, not exceeding three, from each ward, who shall hold their offices for one year, or during good behavior, whose duties and powers shall be the same as usually belong to said officers: *Provided,* That upon special occasions, when the public safety requires it, a larger number may be appointed, for the time being; and all laws, or parts of laws, inconsistent herewith, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 354.

## A Further Supplement

To an act to incorporate the Philadelphia and West Chester Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in case of a sale of the road, property and franchises of the Delaware County Passenger Railroad Company, under the present, or any future, mortgage, or in pursuance of any judicial decree, or proceeding, it shall be lawful for the president and managers of the Philadelphia and West Chester Turnpike

Authorized to purchase the property and franchises of the Delaware County Passenger Railroad Company.

Road Company to purchase the same, with their corporate funds; and the said turnpike road company shall, thereupon, become and be the absolute owners of said road, property and franchises, and invested with the like powers, privileges and immunities, and subject to the same restrictions and conditions, as the said, the Delaware County Passenger Railroad Company were, before such sale, invested with, and subject to: *Provided*, That the said turnpike road company may remove the track and superstructure of said railroad, and dispose of the materials thereof, and of the other property, so purchased, upon condition, however, that they shall, within three months after the removal of any part of said track and superstructure, restore that part of their road to as good order and condition, for public travel, as the same was in, before said railroad track was laid: *And provided further*, That this act shall not be construed to impair, or in anywise affect the provisions of the several acts of assembly, relating to the said turnpike road company.

Subject to.

Proviso.

Proviso.

SECTION 2. That the president and managers of the said turnpike road company may, out of their corporate funds, purchase and hold the stock and bonds of the Delaware County Passenger Railroad Company, and the same, from time to time, sell and dispose of; and upon such purchase, the said turnpike road company shall become entitled to all the rights and privileges of other holders of the stock and bonds of said railroad company.

May purchase the stock and bonds of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 355.

## An Act

Authorizing the election of additional supervisors, in Middle Paxton township, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the township of Middle Paxton, in the county of Dauphin, be and they are hereby authorized and empowered to elect supervisors of said township, not ex-

## LAWS OF PENNSYLVANIA,

ceeding four (4) in number, who shall have the same powers and privileges, be subjected to the same restrictions, and entitled to the same compensation, as is now provided by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 356.

## An Act

Regulating the salary of the treasurer of Clinton county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, the treasurer of the county of Clinton shall be entitled to have and receive, (in lieu of the compensation now allowed by law,) a stated and fixed salary, of six hundred dollars per annum, in addition to the compensation now received by him, for the collection of moneys due to, and for the use of, the commonwealth; and so much of the third section of an act of assembly, approved the twenty-sixth day of April, one thousand eight hundred and forty-four, as is inconsistent herewith, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 357.

## An Act

To incorporate the Pittsburg and Idaho Gold Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That John A. Forsyth, William Frew, Joshua Hanna, William Reed, W. B. Welles, and their associates, be and they are hereby created a body politic, by the name, style and title of the Pittsburg and Idaho Gold Mining Company, and by such name and title, shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Idaho territory, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect such buildings and works, as may properly appertain to said business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper.

Corporators.

Title.

Privileges.

SECTION 2. That the said company shall have power to make by-laws, as they may deem proper, to enable them to carry out the objects of the corporation, and the same to amend, alter, add to, or repeal, at their pleasure, so that such by-laws be not repugnant to the constitution of the United States, or of this commonwealth, or to the provisions of this act.

By-laws.

SECTION 3. That said company shall have power to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, and by their by-laws, prescribe, and to regulate and prescribe, in what manner and form their contract and obligations shall be executed.

Seal.

SECTION 4. That the corporation, named in this act, shall elect persons to serve as directors, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices, until their successors shall have been elected, in accordance with the by-laws.

Election of directors.

SECTION 5. That it shall be lawful for said company to establish the necessary office, for the transaction of their business, and to have their principal office, in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company.

Offices.

Limitation.

SECTION 6. That the provisions of this act shall continue in force for twenty years, and no longer.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 358.

## An Act

To authorize the superintendent of common schools, of York and Lancaster counties, to draw funds from the county treasury, to defray the expenses of teachers' county institutes therein.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

Superintendent  
to meet with  
teachers, in a  
county insti-  
tute, annually.

That the superintendent of common schools, in the counties of York and Lancaster, is hereby authorized and required to meet the teachers of the common schools, and other seminaries of learning, in said county, or so many of them as may attend, in a teachers' county institute, to be devoted to the improvement of teachers, in the science of education, once in each year, in such place, and at such time, as a majority of the members of said institute, or their superintending committee, may, from time to time, direct; which annual session shall not be less than five, nor more than six days, in length.

County treasur-  
er to pay, to su-  
perintendent, a  
certain sum.

SECTION 2. That the treasurer of the county, aforesaid, for the purpose hereinafter stated, is hereby authorized and required to pay to the superintendent, aforesaid, or his order, out of any money in the county treasury, the sum of two hundred dollars, on the first Monday in December, one thousand eight hundred and sixty-five, and a like sum, on the first Monday in December of each year, thereafter.

How to be ex-  
pended.

SECTION 3. That the superintendent shall expend the above appropriation, annually, in defraying the necessary expenses of said institute, in procuring the services of lecturers and instructors, for its meetings, and in providing black-boards, maps, charts, globes, philosophical apparatus, text-books, books of reference, and standard works on education, for the use of said institute.

SECTION 4. That should the superintendent deem it prudent, he may furnish funds, from the appropriation, aforesaid, to secure the services of instructors, for adjourned meetings of the county institute, that may be held in different portions of the county. Services of instructors, for adjourned meetings, how to be paid.

SECTION 5. That the superintendent, aforesaid, shall file his account of all expenditures, under this act, in the office of the county treasurer, with vouchers for the same, which shall be examined by the auditors of the county, in like manner as other county expenditures; and any misapplication of funds shall be punished, in the same manner as collectors of state, or county taxes, for like offences, are now punished. Superintendent to file account of expenditures

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 359.

## An Act

Relative to the Parryville Bridge Company, and transferring its franchises to the Carbon Iron Company.

WHEREAS, The Carbon Iron Company now own and hold all the shares of the capital stock of the Parryville Bridge Company, incorporated under the act of seventeenth March, one thousand eight hundred and fifty-nine, with the exception of twenty-two shares of said stock, and the owners of said last named shares are desirous to sell the same to the Carbon Iron Company, with all the corporate powers and franchises of said bridge company: Preamble.

*And whereas,* The said bridge is now only used by said iron company, for the transportation of the iron, coal and other materials of said last named company, and it is the desire of the directors of each of said corporations, that the said bridge company shall be merged and consolidated with the said iron company; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Carbon Iron Company may purchase the remaining shares of the capital stock, of said bridge company, from the

All the corporate powers and franchises, of the Parryville Bridge Company, transferred to the Carbon Iron Company.

stockholders, now owning the same, and thereupon, the president and directors of said bridge company may, for a consideration, to be agreed upon, by deed, duly executed, under the official seal thereof, sell and transfer all the corporate powers and franchises, and all other rights and property, of said bridge company, to the said Carbon Iron Company; and the said last named company shall, on the execution of said deed, possess all the rights, privileges and franchises of said bridge company; and all the property, real, personal and mixed, and all debts due, and rights of action, shall be deemed and taken to be transferred and vested in said iron company; and all property, rights of way, powers, and all other interest of said bridge company, shall be the property of said Carbon Iron Company, to hold, enjoy and exercise the same: *Provided*, That all rights and liens of creditors, of said bridge company, shall continue unimpaired; and the said last named company may be deemed to be in existence, to preserve the same; and all debts, duties and liabilities of said bridge company shall attach to, and be enforced against, said Carbon Iron Company, to the same extent, and by the same process, as if the said debts, duties and liabilities had been contracted by said iron company.

Proviso.

Bridge company to give notice of sale and transfer to secretary of commonwealth.

SECTION 2. That on the execution and delivery of said deed, the president and secretary of said bridge company shall, by writing, under their hands and the official seal of said company, give notice of said sale and transfer, to the secretary of the commonwealth, within ten days thereafter.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 360.

## An Act

Relating to local bounties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases, in the county of Lawrence, where the quotas of local districts, under any of the calls of the President of the United States, for soldiers to fill up the Federal armies, have



been filled by offering local bounties, in addition to the bounty paid by the county, and when such local bounty has been advanced by any person, or number of persons, upon the assurance that the same would be refunded, by the people of the proper district, then, in all such cases, it shall be lawful, and the supervisors are hereby required, forthwith, to levy a sufficient tax upon the tax-payers of such district, township, or borough, as shall be necessary to pay to such person, or persons, the money, so advanced, and pay the same, accordingly.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 361.

## An Act

Incorporating the Lehigh County Horse Insurance Company, for the insurance of the lives of horses, and the apprehension and detection of horse thieves.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the persons who have associated themselves into a horse insurance company, in the county of Lehigh, by the name of the Lehigh County Horse Insurance Company, for the insurance of the lives of horses, and for the apprehension and detection of horse thieves, and the recovery of stolen horses, with such persons as shall hereafter be admitted members thereof, in manner provided by the by-laws of the company, shall be and they are hereby created and made a body politic and corporate, by the name, style and title of the Lehigh County Horse Insurance Company, for the insurance of the lives of horses, and the apprehension and detection of horse thieves, and the recovery of stolen horses; and they and their successors are hereby ordained and declared a body politic and corporate, in fact and in law, with all the legal incidents to a corporation aggregate: *Provided*, That said company shall have power to hold personal estate, to an amount not exceeding ten thousand dollars.

Incorporation.  
Title.  
Object.  
Privileges.  
Proviso.

Election of directors.	SECTION 2. That on the last Saturday in April next, and on the same day of each year thereafter, the members of said corporation shall convene, for the election of directors of said company, who shall continue in office for one year, and until successors shall be duly chosen; and in the event of a failure to elect, on the day herein appointed, the election shall be held as soon thereafter as practicable, giving at least ten days' notice of the time and place of election; and that until the first election, hereby authorized, and until successors shall be chosen, as herein directed, Peter Gross, Dr. C. Williams, Daniel Boyer, Peter Scheidy, Jacob Wotring, Hillare Kennell, Elias Heuritze, Peter Graff and Matthew Wuchter, shall be the directors of said company, with power to transact all business enjoined upon them by this act, or by the laws of the company.
Notice.	
First board of directors constituted.	
Meetings.	SECTION 3. That a general meeting of the company shall be held, whenever called by the board of directors, or whenever requested by any ten of the members; and the members shall, at their general meeting, pass all by-laws, rules and regulations, necessary for the proper government of the affairs of the company, or vest the power so to do, in the board of directors, whenever it shall be deemed advisable so to do; and all elections shall be by ballot, each member being entitled to one vote, to be conducted by one judge and two clerks, to be chosen by the members present at the election, who shall certify, under their hands and seals, the results of said election, to be filed with the papers of the corporation; the directors, for the time being, shall choose one of their number for president, and also a secretary and treasurer, out of the members of the company, and shall have power to remove the secretary, or treasurer, and to supply any vacancy which may happen, by death, resignation, or removal, either in the board of managers, or in any of the officers of the company, until next election; and the said company shall have power to elect such other officers as they may deem necessary, and to pass all by-laws, rules and regulations, necessary to carry into effect the object of this act, not contrary to this act, or the constitution and laws of this commonwealth; and each member of the company shall be liable to contribute, equally, to the payment of all losses and expenses of the company, and the rate of contribution shall be settled by the board of directors; after which, the treasurer shall proceed to collect the amount due from each member of the company.
By-laws.	
Mode of conducting elections.	
Directors to choose officers.	
Vacancies.	
Rate of contribution by members, &c.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 362.

## An Act

To incorporate the Beale Hotel Company, in the borough of Chester, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel Archbold, Levi Rutter, Benjamin Gartside, H. Mirkil, William Reaney, Thomas Reaney, William Frick, Joshua P. Eyre, Y. S. Walter, Abraham Blakely, John Larkin, Spencer M'Ilvaine, William H. Tingley, M. D., R. E. Hannum, John O. Deshong, Junior, H. B. Edwards and Edward F. Beale, and their associates, and all persons who are now, or hereafter may be, holders of the stock hereinafter mentioned, shall be, and they are hereby declared to be, constituted a body politic, or corporate, by the style of the Beale Hotel Company, of the borough of Chester, having perpetual succession, capable of suing and being sued, having a common seal, and the right to have, hold and take, by conveyance, in fee simple, such real estate as may be necessary and proper for the construction of a hotel, in the borough of Chester, with such supplementary buildings as may be adapted to, and form part of, the general plan and design thereof, to erect and hold such buildings, and supply the same with all needful furniture, for the accommodation and use of any parties, who may be desirous of renting and occupying the same, for the purposes of a hotel; and the said property, or any part thereof, when, in the opinion of the said corporation, it shall be proper to do so, to sell and convey, to any person, or persons, who may desire to purchase the same. Corporators. Style. Seal. Privileges.

SECTION 2. That the capital stock of said corporation shall not exceed one hundred thousand dollars, divided into shares, of twenty-five dollars each, to be held as personal property, and, as such, to be transferable, under such regulations as the corporators shall judge convenient; and each share of said stock shall entitle the holder thereof to one vote, in all meetings of the stockholders of said company, to be given, either in person, or by proxy; and for the purpose of obtaining subscriptions to the said capital stock, books shall be opened, under the direction of the before-mentioned corporators, or any five of them, at such time and place, or places, as they may deem expedient; and payment may be made for the whole, or any part, of such subscriptions, either in lands, other property, or money, and if in lands, or other property, then at such price, or valuation, as may be agreed upon by those receiving such subscriptions; and in case the said company shall organize, and proceed to act as a corporate body, before a sufficient amount is subscribed to the capital stock, for the Capital stock. Votes Subscriptions, relative to.

profitable management of the affairs of said company, the president and directors of said company shall have power, at any time thereafter, and as often as they may deem necessary, and without opening, anew, books of subscription, to receive further subscriptions to said capital stock, and to augment the same, to such an amount, as may be authorized and fixed, at any general meeting of the stockholders of said company.

**Management.**

SECTION 3. That the affairs of said company shall be managed by the persons, named in the first section of this act, provided they are stockholders, who are hereby constituted directors of the said company, until directors shall be elected, as hereinafter provided ; and in case of the decease of one, or more, of the said persons, or their refusal to act as directors, the remaining persons shall have power to select other persons, as directors, in their stead ; and whenever an amount of capital stock of the said company shall be subscribed, sufficient, in the judgment of said directors, to justify it in proceeding to the prosecution of its business, a general meeting of the stockholders shall be held, at such time and place as

Election of president and directors, when to be held.

shall be fixed by such directors, at which, a president and four directors shall be elected, to serve for the term of one year thereafter, and until the next election ; and subsequent elections, for president, shall be held annually thereafter, at such place as the by-laws of said company shall prescribe : *Provided*, That a failure to elect a president and directors shall not work a forfeiture of this charter, and the then existing president and directors shall retain their offices, until an election for president and directors shall take place ; and the said company shall have power to make all such by-laws, rules and regulations as may be necessary and advantageous, for the management and government of the affairs of said company : *Provided*, That the same shall not conflict with the laws of this state, or of the United States.

**Proviso.**

**By-laws.**

**Proviso.**

May sell, lease, or mortgage property.

SECTION 4. That said company shall have power to sell, lease, or mortgage, at any time, its property, or any part thereof, that may be acquired, under the provisions of this act.

Selection of site

SECTION 5. That a majority of the corporators, mentioned in the first section of this act, shall have power to select such site, for said hotel, as they may deem advantageous and expedient.

Creditors, holding liens upon real estate, may vote.

SECTION 6. That all creditors, who hold liens upon the real estate of said corporation, shall have a vote in its business management, for each and every twenty-five dollars of lien.

When building to be commenced.

SECTION 7. That said company shall have power to purchase real estate, and commence the erection of said hotel, as soon as thirty thousand dollars shall have been subscribed and paid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.



No. 363.

**An Act**

To incorporate the Lewellyn Petroleum Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Ezra S. Lewellyn, George Bullock, Henry Lewis, J. Frailey Smith, Jacob Riegel, John L. Boardman and George E. West, and their associates, be and they are hereby created a body politic, by the name, style and title of the Lewellyn Petroleum Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in the corporate name of said company, real and personal estate, and of purchasing and holding, either in fee simple, or for any less estate, lands in the states of Ohio and West Virginia, or in any others of the United States, and of improving and working such lands, for the purpose of obtaining therefrom petroleum and any and all minerals, and other valuable substances, whether by boring, mining, or leasing, or disposing of privileges to bore, mine, or work such lands, or any part thereof, with power and authority to erect such buildings and works, as may, in the opinion of the managers of the corporation, appertain to its business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works, in such manner, and at such place, as they may deem proper and expedient for the interests of the company.

Corporators.

Title.

Privileges.

**SECTION 2.** That the capital stock of the said company shall be one million dollars, and shall consist of one hundred thousand shares, of ten dollars each.

Capital stock.

**SECTION 3.** That the directors of said company shall have the power to adopt a common seal, and the same to alter, at their pleasure; also, to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to and repeal, at their pleasure.

Seal.

By-laws.

**SECTION 4.** That the directors of the said company shall be five in number: *Provided*, That the corporators, named in this act, shall, within thirty days after its passage, elect five persons, to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices, until their successors shall have been elected, in accordance with their by-laws.

Directors, election of, &amp;c.

**SECTION 5.** That the said company shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal annual instalments, and such taxes on

Bonus.

Individual liability.

dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions, furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 364.

## An Act

To construe the act to incorporate the Lewellyn Petroleum Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly of fifteenth of March, one thousand eight hundred and sixty-five, entitled "An Act to incorporate the Lewellyn Petroleum Company," shall not be construed so as to allow the said corporation to hold more than three thousand acres of land, in the state of Pennsylvania.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 365.

## An Act

To enable the Cherry Run Petroleum Company to increase their capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the Cherry Run Petroleum Company, incorporated on the tenth day of November, one thousand eight hundred and sixty-three, under the provisions of the act of the commonwealth of Pennsylvania, approved the twenty-first day of April, one thousand eight hundred and fifty-four, entitled "An Act to enable joint tenants, and tenants in common and adjoining owners of mineral lands, in this commonwealth, to manage and develop the same," and the supplements thereto, are hereby authorized to increase the number of the shares of said company, to two hundred thousand, of the par value of ten dollars each; and the said company shall pay, into the state treasury, a bonus of one-half of one per cent., on the increased capital stock, hereby authorized, in four equal, annual, instalments, the first of which instalments shall be paid, within one year from the passage of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 366.

## An Act

To incorporate a water and gas company, in the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That C. M. Reed, John Hearn, John W. Shannon, Joseph M'Carter, J. C. Selden, S. A. Davenport, W. S. Brown, W. Commissioners.

F. Rindernecht, A. Scott, J. O. Burgess, L. A. Morrison, V. M. Thompson, O. Noble, Conrad Brown, A. R. Kellogg, R. J. Pelton, G. W. Starr and A. H. Gray, be and they are hereby appointed commissioners, with authority to carry into effect the establishment of a water and gas company, for the purpose of introducing water and gas into the city of Erie, water to be taken from lake Erie, or from any other point, which may be deemed most expedient, under the name and style of the Erie Water and Gas Company, with a capital stock of one hundred thousand dollars, with the privilege of increasing the same to such amount, as will be necessary to finish their works; and with the right to issue coupon bonds, to an amount, not exceeding two hundred thousand dollars, at a rate of interest, not exceeding eight per cent. per annum; to be organized, managed and governed, as provided by an act to provide for the incorporation of water and gas companies, approved March eleventh, Anno Domini one thousand eight hundred and fifty-seven, and subject to the provisions and restrictions of said act, not supplied by this act, together with all the rights and privileges in said act, or any supplements thereto.

Name.                     the Erie Water and Gas Company, with a capital stock of one  
 Capital stock.       hundred thousand dollars, with the privilege of increasing the  
 May issue bonds      same to such amount, as will be necessary to finish their  
                               works; and with the right to issue coupon bonds, to an  
                               amount, not exceeding two hundred thousand dollars, at a  
                               rate of interest, not exceeding eight per cent. per annum; to  
                               be organized, managed and governed, as provided by an act  
 Subject to.           to provide for the incorporation of water and gas companies,  
                               approved March eleventh, Anno Domini one thousand eight  
                               hundred and fifty-seven, and subject to the provisions and re-  
                               strictions of said act, not supplied by this act, together with  
                               all the rights and privileges in said act, or any supplements  
                               thereto.

Shares of stock,      SECTION 2. That the capital stock of said company shall be  
 relative to.          divided in shares of fifty dollars each; that each stockholder  
                               shall be entitled to one vote, for each share thus owned.

Council of Erie,      SECTION 3. That it shall be lawful for the mayor and coun-  
 and county          cil of the city of Erie, and for the commissioners of the county  
 commissioners,      of Erie, and for any corporation, in the county, to contract  
 may contract       with the said company for water.  
 for water.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 367.

## An Act

To incorporate the Girty Run Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*  
 That John I. Williams, James M. Bailey, William M'Kee  
 Corporators.



James J. Bennett, B. H. Painter and William Hamilton, John Herron, and such other persons as may now be, or hereafter shall become associated with them, their successors and assigns, be and they are hereby erected into a body politic and corporate, in deed and in law, by the name, style and title of the Girty's Run Coal Company, with all the powers and privileges, rights and franchises, incident to a corporation, and, in law, pertaining to a body politic and corporate.

SECTION 2. That the capital stock of said company shall consist of one thousand shares, of one hundred dollars each, with the power to increase the same, from time to time, in such manner as may be provided by the by-laws of said company; which said shares of stock shall be personal estate, and transferable, as may be provided by the by-laws of said company; and the above named corporators, or such of them as may act, are hereby authorized to receive subscriptions to said stock, in such manner as they may determine, and shall receive letters patent, as provided in the second section of an act of assembly, regulating railroads, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

SECTION 3. That said corporation shall have authority to make and use a common seal, and the same to break, alter and renew, at their pleasure; and by the name, style and title, aforesaid, to sue and be sued, before any court, in this commonwealth, to make all rules, regulations, by-laws and ordinances, and the same to alter, amend, or annul, at pleasure, and to do every thing needful for the good government, and the transaction of the business of said corporation: *Provided*, That said rules, regulations, by-laws and ordinances, be not repugnant to the constitution and laws of the United States, or of this commonwealth.

SECTION 4. That the said company, by the name, aforesaid, shall have the right to take, receive and hold, in fee simple, or for any less estate, coal and coal lands, in the townships of Franklin, Pine, Richland, Reserve, Ross, M'Candless, Hampton and Shaler, in the county of Allegheny, not exceeding, at any one time, one thousand acres, with power to sell, mortgage, lease, or otherwise dispose of, the same, or any part thereof, and to work, mine, transport to market, and vend the coal and other minerals contained in said lands.

SECTION 5. That said company shall have power to construct and operate railroads, from any portion of their lands, and to connect with the Allegheny, or Ohio rivers, or with any railroad, in any adjoining county, at whatever points they may desire, and to make such depots, platforms, turn-outs and lateral roads, as they may deem necessary, and take, receive and hold such lands as may be necessary for the convenient working of the said roads, and that in the construction of the same, said company shall have the powers and privileges, and be subject to all the limitations and restrictions, of an act of assembly, regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine; and as soon as three miles, or more, of such road shall be completed, the same shall be

Title.

Capital stock.

Transferable.

Subscriptions.

Letters patent.

Seal.

By-laws.

Proviso.

Powers and privileges.

Construction of railroad authorized.

Subject to.

opened as a public highway, and the company shall have the right to collect and receive the same tolls, that the Little Saw Mill Run Railroad Company are authorized, by law, to collect and receive.

**SECTION 6.** That said company are hereby authorized to borrow any sum of money, not exceeding double the amount of stock subscribed, to enable them to carry out the purpose of their organization, and to issue bonds for the payment of the same, on such terms, and at such rates of interest, as they may deem best, and shall have power to mortgage their property, real and personal, to secure the payment of the same : *Provided*, They shall issue no bond, or mortgage, for a less amount than one hundred dollars.

**SECTION 7.** That the affairs of said company shall be managed and conducted by a board of directors, to consist of not less than five persons, who shall be stockholders, and be elected by the stockholders, in such manner, and at such times, as the by-laws of the company may provide ; the said directors shall elect one of their number as president, and appoint such other officers and agents as the business and interest of the company may require : *Provided*, That on failure to elect directors, at the time designated, an election may be had, at any time thereafter, upon two weeks' notice ; and the board of directors and officers shall continue to act, until their successors are duly chosen.

**SECTION 8.** That this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law ; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

ARTHUR G OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 368.

## An Act

To consolidate the Shawmut and Ridgway Railroad Company, the Pennsylvania Cannel Coal Company, and the Shawmut Cannel Coal Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the Shawmut and Ridgway Railroad Company, incorporated by an act of assembly, approved May first, Anno Domini one thousand eight hundred and sixty-one, and the Shawmut Cannel Coal Company, incorporated by act of assembly, approved May first, Anno Domini one thousand eight hundred and sixty-one, and the Pennsylvania Cannel Coal Company, organized under the general mining laws of this commonwealth, and all located in Elk county, be and the same are hereby consolidated, into one body corporate and politic, under the name, style and title of the Pennsylvania Cannel Coal and Railroad Company, and shall have and enjoy, all and singular, the rights, privileges and immunities, which are now held and enjoyed, and subject to the same restrictions and liabilities, as are imposed upon the said Shawmut Cannel Coal Company, so far as the same are not altered, or supplied, by this act.

Consolidation of certain companies authorized.

Title.

Privileges.

Subject to.

**SECTION 2.** That the capital stock of said company shall be fifteen hundred thousand dollars, to be divided into shares of fifty dollars each: *Provided*, That this act shall be submitted to the stockholders of said companies, at a meeting, called for said purpose, notice of which shall be given, in one daily newspaper, published in the cities of Philadelphia and Boston, at least ten days previous to the time fixed for holding such meeting, and also, in one weekly newspaper, published in Elk county, at least two weeks previous to said meeting, and shall be ratified and approved, by persons representing at least three-quarters of the stock of each of said companies.

Capital stock.

Act to be submitted to stockholders of the respective companies.

Notice required

**SECTION 3.** That the affairs of said Pennsylvania Cannel Coal and Railroad Company shall be managed by a board of thirteen directors, who shall be chosen by the stockholders, annually, on the first Monday of February, at a meeting called for that purpose, notice of which shall be published, in one daily newspaper, in the city of Philadelphia, at least ten successive days prior to said election; and the directors chosen, as aforesaid, shall elect one of their number president of the said board, and such other officers as shall be necessary, to conduct the affairs of the said company; and the said company shall hold its principal office in Elk county; and it shall be lawful for seven of said directors to be non-residents of this commonwealth.

Management.

Election of directors, and other officers.

Office.

Seven directors may be non-residents.

Powers.

SECTION 4. That it shall be lawful for said company to hold, in the counties of Elk and Clearfield, and Snyder township, in Jefferson county, any quantity of land, not exceeding ten thousand acres, in all, and to construct, in said counties, a railroad, not exceeding twenty-five miles in length, including what has already been constructed by the Shawmut and Ridgway Railroad Company; and the construction and management of said railroad shall be the same as provided in the act incorporating the said Shawmut and Ridgway Railroad Company, and the supplement thereto; and the said company shall have power to build lateral roads, each not exceeding five miles in length, from any point on the line of said road.

Bonus.

SECTION 5. That the said company shall pay, to the commonwealth of Pennsylvania, a bonus of one-half of one per centum, on the capital stock of said company, and upon an increase thereof, payable in four equal, annual, instalments, the first payment to be made in one year from the date hereof; and the said corporation shall also pay such taxes upon dividends as are, or may be, provided by law.

Tax upon dividends.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 369.

## An Act

To incorporate the Valley Coal Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Ira Davenport, E. C. Wadhams, Oliver Davenport, Hendrick B. Wright, Abraham Nesbitt, Samuel Hoyt and George P. Steele, and their associates, successors and assigns, and all such persons and parties, companies, or corporations, as shall become stockholders, in the company hereby incorporated, shall be and they are hereby constituted a body politic and corporate, by the name and style of the Valley Coal Company, and by said name, style and title, shall have succession, and a common seal, with power to alter the same at pleasure, and shall have power to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere,

Name.

Seal.

Privileges.



and to appoint all necessary agents, and to carry on, manage and develop their business, in mining and preparing of coal, in all the various ways desirable, and to open mines, sink shafts, erect machinery, to make mine roads, also, lateral railroads, to connect with other railroads, in Luzerne county, none of which shall exceed ten miles in length, and to buy, sell and dispose of coal, as they may deem proper, or necessary, in the prosecution of their business, and for that purpose, shall have power to purchase and hold, in fee simple, under lease, or otherwise, any number of acres of land, not exceeding two thousand, in the county of Luzerne, and to purchase and hold all such personal, and other property, as may be necessary, or convenient, for the prosecution of their business, and to sell and dispose of the property, real and personal, of the said company.

SECTION 2. That a majority of the corporators, herein named, may proceed to open books, for subscription to the capital stock of said company, at Wilkesbarre, and when two hundred shares of stock are subscribed for and fully paid, in money, or property, as herein provided, the corporators, named in this act, or a majority of them, shall call a meeting of the stockholders, for holding the first election of directors of said company, and when said election is made, this act shall take full effect; each share of stock to be entitled to one vote, and stockholders may vote in person, or by proxy.

Subscriptions  
to stock, rela-  
tive to.

When election  
of directors to  
be held.

Votes.

SECTION 3. That the capital stock of the said Valley Coal Company shall be five hundred thousand dollars, to be divided into shares of one hundred dollars each, with the right and power, in said company, to increase its capital stock, from time to time, as it may elect, to any sum, not exceeding the whole cost, to said company, of lands, buildings, works, improvements, materials, stocks and other property, but in any event, not to exceed the sum of one million of dollars; the subscription to the capital stock may be made payable, in money, or in real, or personal property, appropriate to the business contemplated by this act, at a fair valuation, to be fixed upon by a majority, in interest, of its stockholders, at the time of such purchase; and such purchase may include the real and personal estate, leases and contracts, of said company.

Capital stock.

Limitation.

Subscriptions,  
how payable.

SECTION 4. That the said Valley Coal Company, in addition to the office for the general transaction of business, in the county of Luzerne, may, also, have an office for the transaction of business, either in the city of Philadelphia, New York, or Boston

Offices.

SECTION 5. That the affairs of said company shall be managed and conducted by a board of directors, to consist of not less than five, nor more than nine, as may be determined, from time to time, by the stockholders, at any annual meeting; said board of directors shall be stockholders, and shall be elected, annually, after the first election, as hereinbefore provided for, and shall hold their offices for one year, and until their successors are elected; but any failure, or omission, to elect such directors, annually, shall in no wise impair, or affect, meanwhile, the rights and powers of those holding over, or the rights and interests of said company, in any way; said board

Board of direc-  
tors, powers  
and duties of.

of directors shall elect a president, from one of their number, and shall appoint a treasurer, secretary, and such other officers and agents, as they may deem necessary, to manage the affairs of the company, and shall fill all vacancies, occurring in their own body, until the next succeeding election by the stockholders, and a majority of said board shall form a quorum, for the transaction of business; they shall have power to make by-laws, for the regulation of the affairs of the company, subject to the revision and approval of the stockholders, and not inconsistent with the laws of the commonwealth.

**By-laws.** **Authorized to borrow money and issue securities therefor.** SECTION 6. That the said company may borrow money, and create indebtedness, in such way and manner as the board of directors may deem necessary for the prosecution and management of the business of the same, and to issue the securities of the said company therefor, in such form and manner, and payable, in places, as they may deem proper, at a rate of interest, not exceeding seven per centum, and dispose of such securities, in such manner, and in such places, as such board may direct.

**Bonus.** SECTION 7. That the said company shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such other tax as is now, or may hereafter be imposed, by law, on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for country produce, to be sued for and collected, as provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three: *Provided*, That executors, administrators, guardians, and all other trustees, who may hold stock in their representative capacity, shall be entitled to represent the same, without being subject to any personal liability therefor, or on account thereof, and that persons holding stock, pledged, by the owners thereof, as collateral security, shall not be held, personally, subject to any liability as stockholders, and shall not be entitled to represent said stock, at the meetings of stockholders, but that the owners thereof shall be entitled to such representation, as fully as though no such pledge had been given:

**Individual liability.** **Proviso.** *And provided further*, That the legislature hereby reserves the right to amend, alter, or repeal, this act, at any time; in such manner, however, as shall do no injustice to the stockholders

**Reservation.**

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 370.

## An Act

Incorporating the Penn Township Insurance Company, for insuring of horses, and for the apprehension and detection of horse thieves.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the persons who have associated themselves into an insurance company, for insuring horses, in the township of Penn, in the county of Lancaster, for the insurance of horses, and apprehension and detection of horse thieves, with such persons as shall hereafter be admitted members thereof, in the manner provided by the by-laws of the company, shall be and they are hereby created and made a body politic and corporate, by the name, style and title of the Penn Township Insurance Company, for insuring horses, and for the apprehension and detection of horse thieves, and they, and their successors, are hereby ordained and declared a body politic and corporate, in fact and in law, with all the legal incidents to a corporation aggregate: *Provided,* That said company shall have power to hold personal estate, to an amount not exceeding one thousand dollars.

Incorporation  
Title.  
Privileges.  
Proviso.

SECTION 2. That on the first Saturday of May next, and on the same day of each year, thereafter, the members of the said corporation shall convene, for the election of directors of said company, who shall continue in office for one year, and until successors shall be duly chosen; and in the event of a failure to elect, on the day herein appointed, the election shall be held as soon, thereafter, as practicable, giving at least ten days' notice of the time and place of election; and that until the first election, hereby authorized, and until successors shall be chosen, as herein directed, John B. Reist, John S. Gross, Abraham Minnick, Henry S. Snavelly, A. A. Zug, Ephraim Hostetter, Henry E. Stehman, Jonas B. Erb, Daniel W. Erb, Henry Cassel, E. H. Gingrich, John M. Stehman and Jacob Buser, shall be the directors of the said company, with power to transact all business enjoined upon them by this act, or by the laws of the company.

Election of directors.  
Notice.  
Certain persons named to act as directors, until first election.

SECTION 3. That a general meeting of the company shall be held, whenever called by the board of directors, or whenever requested by any ten of the members, and the members shall, at their general meetings, pass all by-laws, rules and regulations, necessary for the proper government of the officers of the company, or vest the power so to do; and all elections shall be by ballot, each member being entitled to one vote, to be conducted by three judges, to be chosen by the members present at the election, who shall certify, under their hand, the result of said election, to be filed with the papers of the

Meetings.  
By-laws.  
How elections to be conducted.

Officers to be  
chosen by di-  
rectors.

Vacancies.

Payment of as-  
sessments upon  
members, rela-  
tive to.

corporation; the directors, for the time being, shall choose one of their members for president, and also, a secretary and treasurer, out of the members of the company, and shall have power to remove the secretary, or treasurer, and to supply any vacancy which may happen, by death, resignation, or removal, either in the board of managers, or in any of the officers of the company, until next election; and the said company shall have power to elect such other officers as they may deem necessary, to carry into effect the object of this act, not contrary to this act, or the constitution of this commonwealth; and each member of the said company shall pay such an amount of insurance as may hereafter be agreed upon by the directors, or a majority of them, and moreover, shall be liable to contribute equally, to the payment of all losses, and the expenses of the company; and the rates of contribution shall be settled by the board of directors, after which, the treasurer shall proceed to collect the amount due, from each member of the company, and in default of payment, the treasurer shall institute legal proceedings, in the corporate name of the company, for the collection of any unpaid assessment; and the same shall be collected, in the same manner as debts of like amount are now, by law, recoverable.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 371.

## A Supplement

To an act, entitled "An Act authorizing the construction of a railroad to connect the North Branch division of the Pennsylvania canal, at, or within, the borough of Wilkesbarre, with the slack-water navigation of the Lehigh," approved the thirteenth day of March, Anno Domini one thousand eight hundred and thirty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act to which this is a supplement, as requires the railroad, therein named, to commence at, or within, the borough of Wilkesbarre, is hereby repealed; and that the



Lehigh Coal and Navigation Company, who were authorized to build the said railroad, may make the terminus of the said road, at any point, either in the said borough, or in the township of Wilkesbarre, and may buy and hold real estate, in said borough, or township, for the purposes of a depot.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 372.

## An Act

To incorporate the Hollidaysburg Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That James Gardiner, William Jack, R. A. M'Murtrie, Samuel Calvin, H. L. Patterson, D. Watson, D. Caldwell, Joseph Irwin, Hugh M'Neal, William Hasty, James Condron, Benj. M. Johnston, Thaddeus Banks, E. Hammond and Aug. S. Landis, be and are hereby appointed commissioners, who, or a majority of whom, are hereby authorized to establish a water company, by the name, style and title of the Hollidaysburg Water Company, to be located at, or near, the towns of Hollidaysburg, or Gaysport, in the county of Blair, for the purpose of introducing, from some convenient source, into the said towns of Hollidaysburg and Gaysport, a sufficient supply of pure and wholesome water; said company to have a capital of thirty thousand dollars, divided into twelve hundred shares, of twenty-five dollars each, with the right to be increased, from time to time, to sixty thousand dollars, as the managers may deem necessary; and that said company shall be organized and managed, under the provisions of an act to provide for the incorporation of gas and water companies, approved the eleventh day of March, Anno Domini eighteen hundred and fifty-seven.

Commissioners.

Title.

Purpose.

Capital.

How to be organized and managed.

Boroughs of Hollidaysburg and Gaysport may subscribe to stock, and borrow money therefor.

SECTION 2. That it shall be lawful for the said boroughs of Hollidaysburg and Gaysport, in their corporate capacities, to subscribe, respectively, for any number of shares of stock of the said company, not to exceed five thousand dollars, for each of the said boroughs; and to enable the said boroughs to sub-

Each borough  
may appoint  
one additional  
manager.

County com-  
missioners may  
subscribe.

Company em-  
powered to bor-  
row money,  
and issue  
bonds.

Provido.

scribe stock, as aforesaid, they are hereby, respectively, authorized to borrow, for such purpose, any sum of money, not exceeding five thousand dollars, to pledge their property and franchises, and issue bonds, for the same; and if either, or both, of said boroughs shall, respectively, subscribe for five thousand dollars of the stock of the company, such borough, so subscribing said amount, shall be entitled to the appointment of one manager of the said company, in addition to the number of managers required, under the said act of eleventh March, Anno Domini one thousand eight hundred and fifty-seven.

SECTION 3. That it shall be lawful for the commissioners of the county of Blair, in their official capacity, to subscribe for any number of shares of stock of the said company, not to exceed five thousand dollars; and to enable the said commissioners to subscribe for stock, as aforesaid, they are hereby authorized to borrow any sum of money, not exceeding five thousand dollars, and may issue the bonds of the county, for the same.

SECTION 4. That the said company, if necessity require, shall have power, at any time, to borrow any sum of money, not exceeding fifteen thousand dollars, to be applied to the prosecution, or improvement, of the said work, or works, and to pledge their goods and chattels, property, franchises and effects, by mortgage, or otherwise, for security and re-payment of the same: *Provided*, That no bond shall be issued for a less sum than one hundred dollars, and the said bonds may issue with, or without, coupons.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 373.

## An Act

To authorize the directors of the poor of Schuylkill county to make an additional estimate, for the year one thousand eight hundred and sixty-five, and requiring the commissioners to collect a tax therefor.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the poor of Schuylkill county be and

they are hereby authorized to make an additional estimate, for the year one thousand eight hundred and sixty-five, not exceeding the sum of twenty-five thousand dollars, for the purpose of defraying the expenses of their department; and the commissioners of Schuylkill county are hereby directed and required to levy, assess and collect, for the purposes of said estimates, a sufficient amount of money, in the manner provided in the law, providing for the erection of a house for the employment and support of the poor, in the county of Schuylkill, approved April fourth, one thousand eight hundred and thirty-one, and shall pay over the said money, upon the warrants of the directors, as in the said law provided.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 374.

## An Act

Relating to M'Clure township, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, it shall be lawful, in the township of M'Clure, in Allegheny county, to elect but one supervisor of roads and highways; and it shall be the duty of said supervisor, annually hereafter, to receive proposals for keeping and maintaining said roads and highways, in good and sufficient order, as by law directed; the said supervisor to give one month's notice, in one newspaper, in said county, or by printed handbills, inviting said proposals; all bids to be submitted to the board of auditors of said township; a majority agreeing, the supervisor shall award the same, taking bond, with good and sufficient sureties, for the faithful performance of said contract, in twice the sum so agreed upon; in no instance, shall the supervisor be a party, directly, or indirectly, in said contract; should no contract be made, then it will be the duty of the supervisor to proceed, as the law now provides, in such cases.

But one supervisor to be elected.

His duties.

SECTION 2. That it shall be the duty of the supervisor, under this act, to collect the road tax, in money, which tax shall be deposited, quarterly, with the township treasurer; all money

To collect road tax and deposit with treasurer.

to be drawn by warrant, to be countersigned by the president of the board of auditors; payments to be made, on said contracts, or otherwise, as may be agreed upon by the parties, in interest; all accounts to be audited, as the existing law directs; and all laws, conflicting with the foregoing, be and the same are hereby repealed, so far as relates to the said township.

Payments and accounts, relative to.

Repeal.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 375.

## An Act

To increase the fees of certain officers, in the county of Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation of the commissioners and county auditors of Schuylkill county shall be increased fifty per cent., over that now authorized by law.

Pay of commissioners and auditors increased

Directors of poor, assessors, and township auditors.

Supervisors.

Proviso.

SECTION 2. *And be it further enacted, &c.,* That from and after the passage of this act, that the compensation of the directors of the poor of Schuylkill county shall be four dollars per day, assessors, three dollars per day, and township auditors, two dollars per day, for every day, actually occupied by them, in the performance of their duties, as directors of the poor, assessors, and township auditors; and that the supervisors of the several townships of the county of Schuylkill, in which the repairing of the public roads is not sold to contractors, shall be entitled to receive such compensation, as may be agreed upon, and allowed by the auditors of the said township: *Provided,* That the said compensation shall not exceed the sum of two dollars and a half, for every day actually occupied by them, in their duty as supervisors.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN



No. 376.

## An Act

To incorporate the Octoraro and Quarryville Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That John Shippen, H. E. Atkins, George W. Snyder, George Hensel, Charles M. Atkins, Joseph Patterson, Edward Brooke, John P. Brock, Morris Patterson, George Brooke and Daniel Lefevre, or any five of them, be and they are hereby appointed commissioners, to open books, and receive subscriptions, and organize a company, by the name, style and title of the Octoraro and Quarryville Railroad Company, with power to construct a railroad, from a point, on the Pennsylvania railroad, at, or near, Penningtonville, in Chester county, and thence by the most available route, to Quarryville, in the county of Lancaster; and the said railroad company shall be entitled to all of the privileges, and be subject to all of the provisions and restrictions, prescribed by an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

Commissioners

Title.

Route.

Subject to.

SECTION 2. That the capital stock of said company shall consist of two thousand shares, of fifty dollars each: *Provided*, That the said company may, from time to time, by a vote of the stockholders, or otherwise, as hereinafter provided, increase their capital stock to an amount sufficient to complete said road, and to carry out the true intent and meaning of this act.

Capital stock.

SECTION 3. That said railroad company is hereby authorized to construct branches, or lateral railroads, not exceeding nine miles in length, to any mines, quarries, or manufactories, in the counties of Lancaster and Chester, and to construct additional tracks, sidings, turnouts, depots, water stations, engine houses, shops, offices, telegraph wires, and all necessary buildings, houses, shops and offices, together with platforms and shutes, for loading and unloading ores and minerals; and whenever the said company shall enter upon lands, for the purposes aforesaid, they shall stake off and designate the boundaries of the same, and make an accurate survey and draft thereof, upon which shall be based all legal proceedings, for the recovery, or adjustment, for damages.

Authorized to construct branches.

SECTION 4. That the president and directors of said company shall have the power to borrow money, from time to time, in such sums, and at such rates of interest, as they may think proper, for the construction of said railroad, and the procuring of the rolling stock therefor, and to pledge the said road, rolling stock and franchises, or any part thereof, for the payment thereof: *Provided*, That said company shall not issue

May borrow money and issue bonds therefor.

Proviso.

bonds for a less denomination than one hundred dollars, and the said bonds may be convertible into capital stock of said company, at the option of the holder thereof, or otherwise, as the said president and directors may elect.

Damages, how  
to be paid, &c.

SECTION 5. That in all cases, where said company and the owners of lands and materials cannot agree upon the amount of damages claimed, either for land, or materials, the said company may tender a bond, with sufficient security, to the party claiming damages, the condition of which shall be, that the company will pay, or cause to be paid, such amount of damages as the party shall be entitled to receive, after the same shall have been agreed upon by the parties, or assessed, according to law: *Provided*, In case the party, or parties, claiming damages, refuse to accept the bond, or bonds, tendered by said company, the said company may, in such cases, present their bond, or bonds, to the court of common pleas, of the proper county, or any one of the judges thereof; and if the said court, or any one the judges thereof, approve the security, they shall direct the said bond, or bonds, to be filed in the prothonotary's office, of said court, for the benefit of those interested; whereupon, the said company may enter upon, or take possession of, such land and materials.

Guardians, or  
committees,  
may adjust  
damages, &c.

SECTION 6. That in all cases, in which the owners of lands and materials are miners, lunatics, or habitual drunkards, it shall and may be lawful, for the guardian or committee of such owners and the said company amicably to adjust the amount of damages to be paid, if they can agree, and on payment of the amount, it shall be lawful for such guardians, or committees, to release said company from all claims therefor, and to execute all necessary papers in the premises; in case the said parties cannot agree, the said company may proceed as is provided for, in the fifth section of this act.

Number of di-  
rectors.

SECTION 7. That the number of directors shall be eight, and the president and four directors, or five of the directors, of said company, shall constitute a quorum, to do business.

Quorum.

When road to  
be completed.

SECTION 8. That the said Octoraro and Quarryville Railroad Company shall complete their road, so far as to make it ready for running order, in five years from the first day of July, Anno Domini one thousand eight hundred and sixty-five: *Provided*, That the right to construct branches, additional tracks, sidings, turn-outs, depots, water stations, engine houses, shops, offices, telegraph wires and all necessary buildings, houses, shops and offices, together with platforms and shutes, for loading and unloading ores and minerals, as provided in the third section of this act, shall not terminate with such completion, but shall continue as corporate powers of said corporation.

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 377.

## An Act

In relation to paving, in the borough of Franklin, in the county of Venango.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the town council of the borough of Franklin, in the county of Venango, shall have power, upon the petition of a majority of the owner, or owners, of the ground bounding and abutting on any street, lane, or alley, within the limits of said borough, to require, by ordinance, the grading and paving of such street, lane, or alley, or part of same, not less than one square, within such reasonable time as the said council shall, by ordinance, direct, and shall have full power to levy and collect a special tax, for defraying costs and expenses of paving, by an equal assessment on the feet front, bounding and abutting, as aforesaid; each person, signing a petition, as aforesaid, shall state the number of feet front, which he, she, or they, severally own, upon such street, lane, or alley, and each person, as aforesaid, owning twenty feet, or less, upon such street, or alley, shall be entitled to one vote, and shall have an additional vote, on such petition, for every additional twenty feet he, she, or they may severally own, as aforesaid: *Provided*, That in no case shall any one be entitled to more than nine votes.

Upon petition of a majority of property owners, council may direct the grading and paving of streets, &c.

How expenses thereof to be assessed.

Proviso.

*SECTION 2.* That whenever any street, lane, or alley, within the limits of said borough, shall have been graded and paved by the council, and the expenses thereof assessed and apportioned, as aforesaid, it shall be the duty of the council to cause demand to be made, by the street commissioners, from the owner, or owners, of such property, bounding and abutting, as aforesaid, if known to them to be resident within the county of Venango, or from his, her, or their, agent, known to them to be resident therein, of the amount of said costs and expenses, to which his, her, or their, property, is liable, as aforesaid; and if such owner, or owners, his, her, or their, agent, shall neglect, or refuse, for the space of thirty days, after such demand, to pay the same, it shall be lawful for said council to cause, at any time thereafter, a statement to be made out, by said commissioners, headed by name of such street, lane, or alley, and setting forth the name, or names, of the owner, or owners, so delinquent, the amount of said expenses, for which his, her, or their, property, is liable, as aforesaid, and a description of his, her, or their, property, sufficient to identify it, giving the number of feet it bounds, or abuts, on such street, lane, or alley, and the date of the demand, aforesaid, of the truth of all which facts, the said commissioners shall make affidavit;

Street commissioners to demand payment of the same.

Proceedings, in case of neglect or refusal to pay.

which statement and affidavit shall be filed in the office of the prothonotary of the court of common pleas of Venango county, and the said prothonotary shall enter the same of record, in said court, of the term to which it is filed; if the name, or names, of the owner, or owners, of property, which is liable, as-aforesaid, is, or are, unknown, or if the owner, or owners, have no known residence in the county, or any known agent therein, such fact, or facts, shall appear on such statement, opposite the description of the property.

Misnomer, or  
misdescription,  
not to vitiate  
statement of  
commissioners.

Recovery of  
costs and ex-  
penses.

Council to give  
owners bonds  
for re-payment  
of expenses.

Grading to be  
done at cost of  
borough.

Proviso.

SECTION 3. That no return of a wrong name, or names, as owner, or owners, or misnomer, in said statement, or misdescription of the property, shall vitiate said statement; but the names of owners, and the descriptions of the property, may be altered, or amended, on application to said court, for that purpose; and such costs and expenses shall be recoverable, by writs of *scire facias*, in the name of the commonwealth, for the use of the burgess and town council of the borough of Franklin, in the same manner as debts, secured by mortgage, are recoverable; and such writs of *scire facias* may issue, at any time, after the filing of such statement.

SECTION 4. That by the payment, by the owner, or owners, of any lot, or lots, of the amount of the costs and expenses of the paving done, as aforesaid, the said council shall give such owner, or owners, a bond, or bonds, for the re-payment of such owner, or owners, payable within twenty years, with interest, at the rate of six per centum per annum, on the amount paid by him, her, or them, for paving, as aforesaid: *Provided*, That nothing, herein contained, shall be so construed, as to compel the owner, or owners, of any lot, or lots, to pay any portion of the costs and expenses of any grading on any street, lane, or alley, as aforesaid, in front of the same; but said grading shall be done at the proper costs of the said borough: *And provided further*, That nothing, herein contained, shall conflict, or in any manner interfere with any laws previously enacted, regulating the grading, paving and curbing of side-walks.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 378.

## An Act

To incorporate the Glen Works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That George Curtis, Levi Line, Boas Hausman, Russel A. Thayer, A. B. Nimson, Thomas Craig, J. J. Hoffman and James O. Curtis, their associates, successors and assigns, and all such persons and parties, companies, or corporations, as shall become stockholders in the company, hereby incorporated, shall be and they are hereby constituted a body politic and corporate, by the name and style and title of the Glen Works, Corporators.

to be located in the counties of Lehigh, or Carbon, Pennsylvania, and by said name, style and title, shall have perpetual succession, and a common seal, with power to alter the same at pleasure, and shall have power to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere, and to appoint all necessary agents and assistants, and may have all the rights and powers, necessary to carry on, manage and develop their business, as a manufacturing company, in manufacturing, out of iron, such articles, implements and material, as a majority of the stockholders shall determine, and galvanizing and coating articles manufactured at their works, or elsewhere, and generally to make and manufacture, vend, sell and dispose of all such articles as they may deem necessary, in the prosecution of their business; and for that purpose, shall have power to purchase and hold, in fee simple, under lease, or otherwise, not exceeding one hundred acres of land, except such other land as may be conveyed to said corporation, as security for, or in payment of, debts, and to purchase and hold all such personal, and other property, as may be necessary and convenient, for the prosecution of their business, and to sell and dispose of the property, real and personal, of said company. Title.

SECTION 2. That the affairs of said company shall be managed by a board of six directors, one of whom shall be the president, who shall be chosen by the stockholders; the first election shall be held, within sixty days after this act shall take effect, of which election public notice shall be given, at least two weeks, in one newspaper, published in the county of Lehigh; and subsequent elections shall be held, at such time and place, annually, as the directors shall determine, of which the same notice shall be given; all elections shall be by ballot, and every share of stock subscribed, and the required instalments paid in, shall entitle the holder to one vote, in person, or by proxy: *Provided,* That in case of failure to hold an election, under this act, the former directors shall continue Privileges.

Management.Election of directors.Votes.Failure to hold election, relative to.

Vacancies.	in office, until their successors be duly elected, and in case of resignation, or death, of any directors, the remaining directors shall elect a person, to serve until the next annual election ;
By-laws.	they shall have power to make by-laws, for the regulation of the affairs of said company, subject to the revision and approval of the stockholders, and not inconsistent with the laws of this commonwealth.
Capital stock.	SECTION 3. That the capital stock of said company shall be divided into shares, of fifty dollars each, and shall consist of one thousand shares, with the power of increasing the same to three thousand shares, and with privilege to commence operations, when the sum of five thousand dollars is subscribed and paid in.
Subscriptions, how payable.	SECTION 4. That subscription of stock may be paid in real, or personal estate, appropriate to the business contemplated by this act, at a <i>bona fide</i> cash valuation, to be agreed upon by a majority, in interest, of the subscribers and stockholders; and the said corporation may borrow money, and create indebtedness, in such a way and manner as the board of directors may determine, for the prosecution of the business, and issue the securities of said company for the same, in such manner, and in such places, as they may deem proper, and at a rate of interest not exceeding seven per centum, and dispose of such securities, in such manner, and in such places, as the board of directors may order.
Authorized to borrow money.	
Dividends, relative to.	SECTION 5. That dividends may be declared and paid, whenever the directors deem it advisable, but said dividends shall, in no case, exceed the amount of actual profits acquired by the corporation ; and if the directors shall make a dividend of more than the actual net profits, the directors, consenting thereto, shall, severally, be liable to the corporation, in their individual capacity, for the excess, so divided and paid ; and the said company shall pay, into the treasury of the state, a bonus of one-half of one per centum, upon the amount of the capital stock, and any increase of the same, payable in four, annual, instalments, the first whereof shall be paid, within one year from the date hereof.
Bonus.	
Individual liability.	SECTION 6. That the stockholders of said company shall be individually liable for all debts due mechanics, laborers and workmen, employed by said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of an act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 379.

*An Act*

To incorporate the Upper Lehigh Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*  
That David Thomas, John B. McCreary, James W. Fuller, Robert H. Sayre, John Leisenring and Daniel Beitsch, Jr.,

their associates, successors and assigns, be and they are hereby constituted a body politic and corporate, by the name, style and title of the Upper Lehigh Coal Company, and that as such,

they may have a common seal, with power to break, alter and renew the same at pleasure; to be able to sue and be sued, to plead and to be impleaded, and enjoy all the rights, privileges and franchises, incident to a corporation, with power to

hold land and real estate, in fee simple, or by lease, in the counties of Carbon and Luzerne: *Provided,* The amount of land they shall hold, in fee simple, shall not, at any one time, exceed three thousand acres; and with the power to have, hold, sell and exchange such personal property as may be useful and convenient, in their business.

SECTION 2. The said company shall have the right to mine and prepare for market coal, iron ore, fire-clay and other minerals of their lands, to manufacture iron, fire-brick, lumber and other products of their lands, and to transport the same to market, and dispose of them; and to lease, sell and convey their lands, and the minerals and products thereof; and to make all such improvements and erections as may be deemed necessary for their interests.

SECTION 3. That the said company shall have the right, also, to construct and operate a railroad, or railroads, from any portion of their lands, to the Lehigh and Susquehanna railroad, or any other railroad, now in operation, or which may hereafter be constructed, and the right to connect with the same, at any point they may select; with the right to construct branch railroads, not exceeding ten miles in length, each to connect with other coal mines; and that in the construction and operation of said railroads and branch railroads, said company shall have all the powers and privileges, and be subject to all the limitations and restrictions, of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

SECTION 4. That the capital stock of said company shall not be less than six thousand shares, of fifty dollars each, and they may increase the same, from time to time, in such manner as their by-laws may provide, up to forty thousand shares; and the said company may mortgage their railroads and other property, real and personal, for loans, to aid them in their business.

SECTION 5. That the said company shall have the right to construct and operate a railroad, or railroads, from any portion of their lands, to the Lehigh and Susquehanna railroad, or any other railroad, now in operation, or which may hereafter be constructed, and the right to connect with the same, at any point they may select; with the right to construct branch railroads, not exceeding ten miles in length, each to connect with other coal mines; and that in the construction and operation of said railroads and branch railroads, said company shall have all the powers and privileges, and be subject to all the limitations and restrictions, of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

SECTION 6. That the said company shall have the right to construct and operate a railroad, or railroads, from any portion of their lands, to the Lehigh and Susquehanna railroad, or any other railroad, now in operation, or which may hereafter be constructed, and the right to connect with the same, at any point they may select; with the right to construct branch railroads, not exceeding ten miles in length, each to connect with other coal mines; and that in the construction and operation of said railroads and branch railroads, said company shall have all the powers and privileges, and be subject to all the limitations and restrictions, of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

ness and operations, and issue bonds for the same, bearing interest, not exceeding eight per centum, per annum: *Provided*, They shall issue no bond for a less amount than one hundred dollars.

Proviso.

Management.

SECTION 5. The affairs of the said company shall be managed by a board of managers, to consist of at least three, and not more than seven stockholders, who shall elect one of their number president, and appoint such other officers as the interest and business of the company may require.

By-laws.

SECTION 6. That the said company shall have power to make and establish all such rules, regulations and by-laws as they may deem necessary, for conducting and managing their business; providing for the elections and meetings of the board of managers; defining the duties of the president and other officers, and otherwise; and the right to alter and amend the same, in the manner, and at the times, they may provide, as the interest of the stockholders may seem to require: *Provided*, The same shall not conflict with the constitution and laws of this commonwealth.

Proviso.

Individual liability.

SECTION 7. That the stockholders of the said company shall be jointly and severally liable, in their individual capacities and estates, for all debts due to mechanics, workmen and laborers employed by them, and for produce furnished said company, to be sued for and collected as is provided by the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved April fifth, Anno Domini one thousand eight hundred and fifty-three: *Provided*, They shall not be individually liable for any bonded debt of the company.

Proviso.

Tax to state.

SECTION 8. That the said corporation shall pay, to the treasurer of the commonwealth, a tax of one-half of one per centum, on the capital stock thereof, payable in four equal, annual, instalments, the first payment to be made, within one year from the passage of this act, and shall, also, pay such taxes upon dividends as are, or may be, provided by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 380.

## A Supplement

To an act, entitled "An Act exempting certain counties from the provisions of an act appropriating the military tax, of the several counties of the commonwealth, to the relief fund of said counties."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act exempting certain counties from the provisions of an act appropriating the military tax, of the several counties of the commonwealth, to the relief fund of said counties," approved the nineteenth day of April, Anno Domini one thousand eight hundred and sixty-four, be and the same are hereby extended to Adams county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 381.

## An Act

To increase the fees of the constables of the counties of Lancaster, Allegheny and Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees to be received by the constables, of the city and county of Lancaster, and cities of Pittsburg and Allegheny, and the county of Allegheny and county of Dauphin, shall be as follows:

Executing warrant, on behalf of the commonwealth, fifty cents.

Conveying to jail, on *mittimus*, or warrant, fifty cents.

Arresting a vagrant, disorderly person, or other offender, against the laws, without process, and bringing before a justice, fifty cents.

Levying fine, or forfeiture, on a warrant, thirty-five cents.

Taking the body into custody, on *mittimus*, where bail is afterwards entered, before the prisoner is delivered to the jailor, thirty-five cents.

Serving *subpoena*, twenty cents.

Serving summons, notice on referee, suitor, master, mistress, apprentice, personally, each, twenty cents.

Serving, by leaving a copy, twenty cents.

Executing attachment, forty cents.

Arresting, on *capias*, forty cents.

Taking bail bond, on *capias*, or for delivery of goods, twenty-five cents.

Notifying plaintiff, where defendant has been arrested, on *capias*, to be paid by plaintiff, twenty-five cents.

Executing landlord's warrant, or serving execution, forty cents.

Taking inventory of goods, each item, two cents.

Levying, or distraining, the goods, and selling the same, for each dollar, not exceeding thirty dollars, eight cents.

For each dollar, above thirty dollars, four cents.

And a half of the said commission shall be allowed, where the money is paid after levy, without sale; but no commission shall, in any case, be taken, on more than the real debt.

Advertising the same, seventy-five cents.

Copy of vendue paper, when demanded, each item, two cents.

Putting up notice of distress, at mansion house, or other public place, on the premises, twenty cents.

Serving *scire facias*, personally, twenty cents.

Executing bail piece, forty cents.

Traveling expenses, on an execution returned *nulla bona, non est inventus*, when the constable has been at the place of defendant's last residence, each mile, circular, five cents.

Executing order for the removal of a pauper, seventy-five cents.

Traveling expenses, in said removing, each mile, circular, twenty cents.

Traveling expenses, in all other cases, each mile, circular, five cents.

For making returns, to the court of quarter sessions, of the proper county, for each one day, one dollar and fifty cents.

Mileage for same, counting from the residence of constable, to the county, per mile, circular, five cents.

For appraisement, and other services, under exemption act of the ninth of April, one thousand eight hundred and forty-nine, two dollars.

For serving precept, and returning same, in landlord and tenant proceedings, fifty cents.

Executing writ of possession, and returning same, one dollar.

For advertising township elections, three dollars.

For attending elections, each day, two dollars.

For notifying each duly elected officer, twenty-five cents.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 382.

## An Act

To authorize and require the school directors of North Middleton township, Cumberland county, to levy, assess and collect a tax, to pay bounties to fill its quotas, under the late call for three hundred thousand men.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of the township of North Middleton, Cumberland county, are hereby authorized and required to levy, assess and collect, from all citizens and property, in said township, subject to taxation, for state and county purposes, a tax, for the purpose of raising a fund, for the payment of bounties, to fill up the quota of said township, under the late call of the President for three hundred thousand men; and that in addition, they be further authorized and required to levy, assess and collect a *per capita* tax, not exceeding five dollars, from each male citizen of said township, for the purposes aforesaid: *Provided*, That no more than the sum of four hundred dollars shall be paid to each man, required to fill the quota of said township; and which said bounty shall be paid, both to volunteers and drafted men.

School directors to levy tax, for bounty purposes.

A *per capita* tax authorized.

Proviso.

SECTION 2. That if any person, or persons, shall advance any sum, or sums, of money, to the said school directors, or to any committee, appointed by the citizens of said township, in public meeting assembled, for the purpose of paying bounties, as provided for in the first section of this act, that such sum, or sums, of money, so loaned, or advanced, shall be a good, valid and legal debt, claim and demand, against the said township of North Middleton, due and owing by the board of school directors thereof, and payable and collectable, in the same way

Advancements made by individuals, relative to.

as ordinary debts and claims, against said boards, are collectable and enforced.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 383.

## A Supplement

To an act, entitled "An Act to incorporate the Union Passenger Railway Company of Philadelphia," approved April eighth, one thousand eight hundred and sixty-four, authorizing said company to extend their track.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Union Passenger Railway Company, of Philadelphia, be and they are hereby authorized to continue and extend their track, from Pennsylvania avenue and Brown street, southward, along the eastwardly side of Pennsylvania avenue, to Hare street, and thence eastwardly, along Hare street, to Twenty-third street; and the said corporation may, at such times as they may deem proper, extend their track on Franklin street, northwardly, to Susquehanna avenue, and thence eastwardly, on Susquehanna avenue, to Fourth street; and when the said track is laid, on said Franklin street and Susquehanna avenue, they may remove their track on Fourth street, from Susquehanna avenue to Oxford street, and on Oxford street, from Fourth to Franklin street; and the said company may, also, extend their track from Seventh street, along Christian street, to Broad street, and thence along Broad street, to Ellsworth street; thence eastwardly, along Ellsworth street, to Passyunk road; thence along Passyunk road, to Seventh street; and the said company may, also, extend their track from York street, along Cedar street, to Somerset street; thence, with a double track, to Richmond street; thence, with a single track, to William street; thence along William street, to Salmon street, and thence along Salmon



street, to Somerset street; and the said company shall not be obliged to lay their track on York street, from Thompson to Edgemont street, nor on Edgemont street, from York street to Lehigh avenue, nor on Lehigh avenue, from Edgemont street to Cedar street; and it is hereby declared to be the true intent and meaning of the proviso to the eighth section of the act, to which this is a supplement, that the said company shall be at the cost and expense of repairing and re-paving, upon any street where the track of the said company shall be laid, but that the said company shall not be chargeable with the cost, or obliged to pay the cost, of paving any street, which has never been previously paved, nor shall the said proviso be construed so as to exempt owners of property from the expense of new paving, as is now provided by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 384.

## A Supplement

To the act incorporating the Pennsylvania Quartz Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the name, style and title of the Pennsylvania Quartz Company, as fixed in the act incorporating the said company, approved the seventh day of April, one thousand eight hundred and sixty-four, be changed, and the same shall henceforth be known as the Atlantic Quartz Company; and the directors shall be hereby authorized to change the common seal of said company, to conform thereto.

Change of name  
and seal au-  
thorized.

**SECTION 2.** That the said, the Atlantic Quartz Company, in addition to the powers heretofore granted to them, under the name of the Pennsylvania Quartz Company, shall be authorized to mine, quarry and prepare for the market hydro-carbons.

Additional pri-  
vileges granted.

**SECTION 3.** That the said company shall be authorized to increase the capital stock thereof, to twenty thousand shares,

May increase  
capital stock.

and pay, into the treasury, a bonus of one-half of one per cent., on such increased capital.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 385.

## An Act

To change part of the boundary line, between the counties of Berks and Lebanon.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the part of the boundary line, between the counties of Berks and Lebanon, beginning at the corner of the counties of Lancaster and Lebanon; thence north forty-seven and a quarter degrees, west seventeen hundred and fifty-four perches, to a point in the public road, leading from Missimer's station to Stouchsburg, on the land of Isaac Groff, be and the same is hereby changed, so as to make and establish the following, the dividing lines, between said counties of Berks and Lebanon, to wit: beginning at the aforesaid corner of the counties of Lancaster and Lebanon; thence north thirty-nine degrees, west thirteen hundred and fifty-one perches, to a post, on, or near, the land of Jacob Kehl; and thence north seventy-two and a quarter degrees, west four hundred and sixty-one perches, to the aforesaid point, in the public road, leading from Missimer's station to Stouchsburg; and that the part of Berks county, hereby annexed to Lebanon county, shall be deemed and considered, in all respects, and to all intents and purposes, as part of Lebanon county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 386.

## An Act

Appointing commissioners to lay out and open a state road, in the counties of Potter and Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John White, Joseph Bailey and William Sandbach are hereby appointed commissioners, for the purpose of laying out, opening and making a state road, commencing at Germania, in the county of Potter; from thence to the Philadelphia and Erie railroad, in the county of Clinton; said commissioners to have authority to employ a competent engineer, to assist in locating the said road: *Provided,* That the powers and authority, hereby given to said commissioners, shall continue for seven years and no longer.

Commissioners

Route.

Limitation.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record, in the court of quarter sessions of the counties of Potter and Clinton, and when so filed, said draft and the record thereof shall be legal evidence, in all things relating to the same; and said road, from thence, is hereby declared to be a public road, in the same manner as other roads, laid out and opened by the proper township officers.

Drafts to be filed.

SECTION 3. That one-half of the road tax, regularly levied, on the following described tracts of unseated lands, in the township of Abbott, in the county of Potter, to wit: warrants numbers five thousand and seventy-five, five thousand and seventy-six, five thousand and seventy-seven, five thousand and seventy-eight, five thousand and seventy-nine, five thousand and eighty, five thousand one hundred and eleven, five thousand one hundred and twelve, five thousand one hundred and thirteen, five thousand one hundred and eighteen, five thousand six hundred and twenty-eight, five thousand six hundred and thirty-two, five thousand six hundred and thirty-three, five thousand eight hundred and seven, five thousand eight hundred and eight, five thousand eight hundred and eleven, five thousand nine hundred and sixty-six, five thousand nine hundred and sixty-seven, five thousand nine hundred and sixty-eight; also, upon the following described tracts of unseated lands, situated in the township of Stewardson, and county aforesaid, to wit: warrants, numbers five thousand one hundred and fourteen, five thousand one hundred and fifteen, five thousand one hundred and sixteen, five thousand one hundred and seventeen, five thousand one hundred and nineteen, five thousand one hundred and twenty, five thousand five hundred and eighteen, five thousand five hundred and nineteen,

One-half of the road tax, upon certain tracts of unseated lands, to be paid to the commissioners, for six years.

five thousand five hundred and twenty, five thousand five hundred and twenty-one, five thousand five hundred and twenty-two, five thousand five hundred and twenty-three, five thousand five hundred and twenty-four, five thousand five hundred and twenty-five, five thousand five hundred and twenty-six, five thousand eight hundred and five, five thousand eight hundred and six, five thousand eight hundred and nine, five thousand eight hundred and ten, five thousand eight hundred and twenty-two, five thousand nine hundred and forty, five thousand nine hundred and forty-four and five thousand nine hundred and forty-six, together with a tract, containing eight hundred and eighty-one acres, and known as the Robert G. White tract; and also, one-half of the regularly assessed road tax upon the unseated lands in each and every township, in the county of Clinton, through which the said road shall pass, except the taxes assessed upon warrants, numbers three thousand eight hundred and eighty-seven, four thousand three hundred and six and four thousand three hundred and seven, shall be paid to said commissioners, for the purpose aforesaid, during the year one thousand eight hundred and sixty-five, and yearly thereafter, for the period of six years; and in case the taxes, aforesaid, shall be deemed insufficient to lay out, open and make said road, said commissioners may levy and assess a tax on the unseated, assessed, property, in said townships, for the year one thousand eight hundred and sixty-five, and yearly thereafter, for the period of six years, not exceeding five mills on the dollar, in any one year, according to the valuation for county rates and levies; which tax shall be assessed and collected, in the same manner as the supervisors, in said counties, are authorized to do by law.

If such tax is insufficient, the commissioners may levy a tax of five mills on unseated assessed property.

Collection.

Quorum of commissioners.

Vacancies, how to be filled.

Accounts to be settled with auditors of Potter county.

Compensation.

Commissioners of Clinton county to pay the amount necessary to defray expenses, &c.

Commissioners to give bond.

SECTION 4. That any two of said commissioners shall be deemed a quorum, and sufficient to do anything authorized to be done by this act; and in case of the death, resignation, or neglect to perform the duties required, by either of said commissioners, the court of quarter sessions, of Potter county, shall appoint a person, or persons, to supply the vacancy, who shall give a bond, as required in the seventh section of this act.

SECTION 5. That said commissioners shall, annually, settle their accounts with the auditors of the county of Potter, and shall be allowed a reasonable compensation, not to exceed two dollars and fifty cents, each, per day, for the time they shall be engaged in laying out, opening and making said road.

SECTION 6. That the commissioners of the county of Clinton are hereby authorized and required to pay, to said commissioners, the sum necessary to defray the expenses of locating said road, out of the county funds, by orders drawn on the county treasurer.

SECTION 7. That the said commissioners, before entering upon the duties of their office, shall give a bond, with at least one sufficient surety, conditioned for the faithful application of all moneys received by them, and for the faithful discharge of the duties of their office; which bond shall be approved by the court of quarter sessions of the county of Potter, or by one of the judges thereof, and be noted upon the docket, and filed among the records of said court.



SECTION 8. That the county commissioners, of the said counties of Potter and Clinton, are hereby authorized and required to draw their orders, upon the proper county treasurer, in favor of the commissioners, named in this act, or their successors, for the taxes hereby appropriated to the construction of said road, at the same time, and in the same manner, as they are now, by law, required to draw, in favor of the supervisors of the several townships, and to deliver the same to the said commissioners.

Orders upon  
treasurers, how  
to be drawn, &c.

SECTION 9. That the said commissioners are hereby authorized to borrow any sum of money, not exceeding eight thousand dollars, to be used in the construction of said road, and to issue bonds therefor, in sums not less than one hundred dollars each, and at a rate of interest not exceeding seven per cent.

Authorized to  
borrow money  
and issue bonds  
therefor.

SECTION 10. That it shall be the duty of said commissioners to procure releases of damages, which may be sustained by the owners of real estate, through which said road may be located, and in case any person, or persons, shall refuse to release damages, as aforesaid, it shall be the duty of said commissioners to appraise said damages, taking into the account the benefits, as well as the disadvantages, which may accrue to said persons, and shall file a report of said damages, in the court of quarter sessions of Clinton county; which report shall be final and conclusive; and any damages, which they may award, shall be paid out of the fund for the construction of said road.

Damages, rela-  
tive to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No 387.

## An Act

To repeal an act relative to the draining certain lands, in Pollock township, Lawrence county, approved the seventh day of May, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the act, entitled "An Act relative to draining certain

## LAWS OF PENNSYLVANIA.

lands, in Pollock township, Lawrence county," approved the seventh day of May, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 388.

## An Act

To repeal certain road laws, in Rush township, Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the first section of an act extending the provisions of an act to alter the road laws, in the township of Lenox, in the county of Susquehanna, and for other purposes, approved March twenty-fifth, one thousand eight hundred and forty-eight, be and the same is hereby repealed, so far as relates to the township of Rush, in Susquehanna county: also, a supplement to the road laws of Rush and Auburn townships, Susquehanna county, approved seventeenth April, one thousand eight hundred and sixty-one, be and the same is hereby repealed, so far as relates to the township of Rush, in said county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 389.

## An Act

To incorporate the South-Western Normal College of Pennsylvania.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the corporate name and title of this institution shall be South-Western Normal College of Pennsylvania, until and before the time it may be recognized as a State Normal school, under the act of legislature, passed May twentieth, one thousand eight hundred and fifty-seven, when it can take such name and title as may be consistent with the provisions of that act, and which shall be set forth in the notice of said recognition.

Corporate name.

**SECTION 2.** The object of this association shall be, the establishment of a normal college, at the borough of California, Washington county, Pennsylvania, in which shall be taught, a course of study, consisting of the English branches, the natural sciences, the mathematics, the languages, the metaphysics, music, and the science and art of teaching.

Object.

**SECTION 3.** The trustees and stockholders shall be a body politic and corporate, by the above name and title, and by that name, shall have and enjoy perpetual succession, and be able to sue and be sued, plead and be impleaded, in all courts

Incorporation.

of law, and elsewhere, and shall be able, in law and equity, to take, purchase, hold and receive, to them and their successors and assigns, lands, tenements, goods, chattels and sums of money, by gift, devise, or otherwise, and the same to mortgage, or convey, as the said corporation shall deem proper; and to receive and make deeds, conveyances, contracts and assurances, and to make and use a common seal, under and by which all deeds, assurances and acts, of said corporation, shall pass and be authenticated, and the same to alter and renew, at the pleasure of said corporation; and generally to do all things that may be lawful, or necessary, for the well being and proper management of the said corporation.

Powers and privileges.

Seal.

**SECTION 4.** The pecuniary affairs of this corporation shall be managed, and the general control, educational and otherwise, exercised, by a board of trustees, twenty in number, who shall be chosen by the stockholders, on the first Monday in May, of each year, and continue in office until the next stated meeting, after the election of their successors; no stockholder to have more than five votes, which may be given in person, or by proxy, at such election, and no religious test, or qualification, to be required, to entitle one to become a stockholder, or trustee.

Management.

Election of trustees.

Votes.

**SECTION 5.** The officers of the board of trustees shall be, a president, vice president and secretary, who shall be members,

Officers of board.

and a treasurer, who shall not be a member, of said board; these officers shall be elected annually, at the next stated meeting of the board, after the election of said trustees.

Trustees to appoint professors, &c.

By-laws.

SECTION 6. The trustees shall appoint the professors, teachers and all agents, necessary and proper, to conduct the said normal college, according to the design of its foundation; and for that purpose, they may adopt such regulations and by-laws, for their government, as they may consider salutary and advisable, not inconsistent with this charter, or the constitution and laws of Pennsylvania.

Capital stock.

Limitation.

May borrow money.

SECTION 7. The capital stock may reach any value that can lawfully be secured, and shall consist of shares of twenty-five dollars each: *Provided notwithstanding*, That the clear yearly income, of the real and personal estate, shall not, at any time, exceed ten thousand dollars; the trustees shall have power to borrow money, not exceeding thirty-three per centum of the actual worth of the corporation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 390.

## An Act

To legalize the acts of the boards of school directors of Borough township, in the county of Beaver, and of the Independent school district of said township, in the assessment and collection of a tax, for bounty purposes, in said districts.

WHEREAS, The school directors of Borough township, and of the Independent school district of said township, in the county of Beaver, said township being one of the sub-districts in the Twenty-fourth military district of Pennsylvania, did, on the thirtieth day of December, Anno Domini one thousand eight hundred and sixty-four, jointly levy and assess a *per capita* tax of five dollars, upon all male taxable inhabitants, and a rate tax of two per centum, upon all property, trades, professions and occupations, of said township, for the purpose of re-paying a sum of about eighteen hundred dollars, advanced by citizens of said township, to pay bounties to volunteers, accredited upon the quota of said township,



upon a former call of the President, and also, to pay a bounty of two hundred and fifty dollars, to each veteran soldier, who had re-enlisted, and been accredited upon the quota of said township, upon the last preceding call of the President, for men for the military service, which tax is now mostly collected :

*And whereas*, No bonds were issued by said township, for the money advanced, as aforesaid, although it was done with the understanding that the same should be refunded, by taxation, nor was money borrowed, or advanced, to pay said veterans, at the time of their re-enlistment, or bonds issued therefor, but the same is still unpaid to said veterans ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action taken and had by the school directors of Borough township, and of the Independent school district of Borough township, in the county of Beaver, in levying and assessing a tax, in the manner and for the purposes indicated, in the preamble hereto, and all proceedings by said directors, relative thereto, be and the same are hereby legalized and made valid, in all respects, as though the act of assembly, relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, and the supplements thereto, had clearly conferred authority, upon said directors, to levy and collect the same ; and said officers are authorized to complete the collection of said tax, and apply the same to the purposes aforesaid ; and all accounts pertaining thereto shall be audited, in the manner directed by the fourteenth section of the act aforesaid, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 391.

*An Act*

To authorize the school directors of Spring Garden township, in the county of York, to levy and collect an additional bounty tax, to pay a debt contracted in filling the quota of said township, on the last call for five hundred thousand men, in one thousand eight hundred and sixty-four.

WHEREAS, The school directors of Spring Garden township, in the county of York, borrowed certain moneys, amounting, in the aggregate, to near four thousand dollars, in one thousand eight hundred and sixty-four, over and above the three hundred dollars they were authorized, by law, to pay to each volunteer, to fill the quota of said township, on the last call for five hundred thousand men, in the year one thousand eight hundred and sixty-four, with the understanding that the citizens of said township should, by voluntary subscription, repay the same to the directors, for the payment of said loan, so contracted by them :

*And whereas,* The citizens of said township have failed to subscribe, collect and re-pay, to the said school directors, said amount, or any part of the same, by reason of which, said loan has not been paid, but is still outstanding ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of said school directors, in making said above-recited loan and advancement, be and the same is hereby legalized, and the bonds issued, to pay said loan, made valid and of binding effect ; and the said school directors are hereby authorized and empowered to levy and collect, immediately on the passage of this act, a tax on all property, taxable for state and county purposes, now liable to bounty tax, sufficient to pay the actual indebtedness, so created and mentioned in this act, not exceeding four thousand dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 392.

## An Act

To extend the time for the payment of the enrolment tax, on the bill to divorce Henry Nellis from Anna, his wife, approved March nineteenth, one thousand eight hundred and sixty-three.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the time for the payment of the enrolment tax, on the bill to divorce Henry Nellis from Anna, his wife, approved March nineteenth, one thousand eight hundred and sixty-three, be and the same is hereby extended for the period of one year.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to extend the time for the payment of the enrolment tax, on the bill to divorce Henry Nellis from Anna, his wife, approved March nineteenth, one thousand eight hundred and sixty-three," was presented to the governor, on the twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 16, 1865.*

No. 393.

## An Act

Changing the name of the Washington Gold Mining Company of Pennsylvania, to the Union Land and Mineral Company, and granting the same powers and privileges, to said company, in the states, as in the territories, of the United States.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the corporate name of the Washington Gold Mining Company of Pennsylvania is hereby changed to the Union Land and Mineral Company, and the said company shall have and enjoy all the rights and privileges, in the several states, as is conferred by act incorporating the Washington Gold Mining Company, in the territories of the United States, approved the third day of April, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do hereby certify, that the bill, number eleven, entitled "An Act changing the name of the Washington Gold Mining Company of Pennsylvania, to the Union Land and Mineral Company, and granting the same powers and privileges to said company, in the states, as in the territories, of the United States," was presented to the governor, on the fifteenth day of February, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, March 16, 1865.



No. 394.

## A Further Supplement

To an act to erect the town of Sunbury, in the county of Northumberland,  
into a borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and councilmen of the borough of Sunbury shall have full power and authority to appoint a town clerk and high constable, in and for the said borough of Sunbury, in case the said offices have been, or shall hereafter become, vacant, by reason of the death, resignation, of the persons elected thereto; and also, in case of failure of the electors, in said borough, to elect persons to fill the same.

Burgess and council may appoint a town clerk and high constable, in case of a vacancy.

SECTION 2. That the chief burgess of said borough shall have full power and authority to enforce all by-laws and rules of order, adopted by the town council of said borough, on the tenth day of July, Anno Domini one thousand eight hundred and fifty-five; and he is hereby authorized to issue his precept, under the seal of said corporation, as often as occasion may require, directed to the high constable of said borough, commanding him to collect all fines and penalties, imposed by virtue of said by-laws, and cause the same to be paid to the treasurer of said borough.

Burgess authorized to enforce by-laws, regulations, &c.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 395.

**An Act**

To appropriate certain fines and penalties, imposed by the courts of Franklin, Adams, Somerset and Fulton counties, for the use of a law library, to be kept in the court houses of said counties.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all fines and penalties, imposed by the several courts of Franklin, Adams, Somerset and Fulton counties, which, under existing laws, are not payable to the commonwealth, for its use, are hereby directed to be paid into the treasury of said counties, for the use of a law library, to be kept in the court houses of said counties, for the use of the courts and bars thereof.

Appropriation  
of certain fines  
and penalties,  
for the use of a  
law library, au-  
thorized.

How money to  
be expended.

*SECTION 2.* The money, thus arising, shall be expended for said law libraries, from time to time, under the direction of a committee of the resident members of the bars of Franklin, Adams, Somerset and Fulton, at least three in number, to be appointed by the president judges of the courts of said counties, annually, or oftener, if required; and the said courts, the president judge being in attendance, shall adopt such regulations, for the regulation of said library, as may be deemed expedient: and all laws, inconsistent herewith, are hereby repealed, so far as they relate to the said counties.

Repeal.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 396.

**An Act**

To incorporate the West Creek Manufacturing and Mining Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John G. Reading, Joseph W. Gaskill, Bennet Vansyckel, Corporators.  
 Alexander G. Cattell, Augustus G. Richey, and such other  
 persons as may be associated with them, and their successors,  
 be and the same are hereby enacted into a body corporate and  
 politic, by the name, style and title of the West Creek Manu- Title.  
 facturing and Mining Company, with a capital of five hundred  
 thousand dollars, with the privilege of increasing the same to Capital.  
 one million dollars, whenever the directors shall deem it ex-  
 pedient, to be divided into shares of one hundred dollars each,  
 for the purpose of holding and improving lands, in Cameron Privileges.  
 and Elk, and their adjoining counties, not exceeding ten thou-  
 sand acres, and to obtain therefrom any and all minerals and  
 other valuable substances, whether by working, or opening,  
 leasing, or disposing, privileges to work, or mine, such lands,  
 or any part thereof, to cut and manufacture lumber, from the  
 same, and sell, or ship the same to market; to erect houses  
 and such other buildings, or works, as may properly appertain  
 to said business, and to use, mortgage, let, sell, lease, or work,  
 the same, and to dispose of the products of all such lands,  
 mines and works, as they may deem proper.

SECTION 2. That the said company shall have authority to Seal.  
 have and hold a common seal, and the same to change, alter,  
 or annul, at pleasure; and by the style and title aforesaid,  
 shall be capable, in law, to sue and be sued, before any court  
 of this commonwealth; and may make all needful rules and regu-  
 lations, and by-laws, for the well ordering of the business By-laws.  
 affairs of the company, and the same to amend, add to, or re-  
 peal, at pleasure: *Provided*, That the same shall in no wise Proviso.  
 conflict with, or be contrary to, the laws of this commonwealth,  
 or of the United States.

SECTION 3. That the corporators, named in this act, shall Election of di-  
 elect five persons, to serve as directors, a majority of whom rectors.  
 shall constitute a quorum, for the transaction of business, and  
 shall hold their offices until their successors shall have been  
 elected, in accordance with the by-laws.

SECTION 4. That the said company shall pay, into the trea- Bonus.  
 sury of the commonwealth, a bonus of one-half of one per  
 centum on the capital stock, hereby authorized, or hereafter  
 created, in four equal, annual, instalments, and such other tax Tax.  
 as is now, or may hereafter be, imposed, by law, on corpora-  
 tions; and the stockholders of said company shall be individu- Individual lia-  
 ally liable for all debts due miners, mechanics, workmen and bility.  
 laborers, employed by said company, and for country produce,  
 to be sued for and collected, as provided in the twelfth,  
 thirteenth and fourteenth sections of the act incorporating the  
 Lackawanna Iron and Coal Company, approved the fifth day  
 of April, Anno Domini one thousand eight hundred and fifty-  
 three.

ARTHUR G. OLMSTED,  
 Speaker of the House of Representatives.  
 WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini  
 one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 397.

## An Act

Relative to apprentices.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That no indenture of apprenticeship shall hereafter be cancelled, or deemed void, by reason of the want of any covenant, on the part of the master, to assume the guardianship of, or to school, or educate, the apprentice : *Provided*, It shall appear, on the face of the indenture of apprenticeship, that said apprentice had arrived at the age of seventeen years, at, or before, the execution thereof; or in case said apprentice should not have reached said age, that satisfactory proof was given to the magistrate, at the time of binding, that the apprentice has received such an education, in reading, writing and arithmetic, as to render further schooling unnecessary; nor shall any such indenture be deemed void, by reason of any covenant, on the part of the master, to pay a certain sum, from time to time, to the father, mother, guardian, or next friend, of said apprentice, or to said apprentice alone, in case of the decease of the father, or mother, in lieu of the maintenance, clothing and medical expenses of said minor, or that the care, guardianship, or maintenance, of said minor, was committed to the father, mother, guardian, or next friend, or some near relation, of said minor, when not employed by his, or her, master, in and about his work : *Provided*, That this act shall apply only to the city of Philadelphia and the county of Allegheny.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 398.

## An Act

To incorporate the Elk County Improvement and Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Edward C. Schultz, of the county of Elk, Edward Crehore, of the county of Venango, Joseph S. Bates, of the county of Dauphin, James Renwick and Ashley H. Ball, of the city of New York, their associates, successors and assigns, be and they are hereby created a body politic and corporate, in law, by the name, style and title of the Elk County Improvement and Mining Company, with power to have and use a common seal, and the same to alter at pleasure, and by that name, shall have perpetual succession, and enjoy all the privileges pertaining to a corporation, under the laws of this commonwealth.

Corporators.  
Title.  
Seal.

SECTION 2. That the said corporation shall have power to acquire, hold and settle lands, within said county of Elk, to clear, cultivate and improve the same, to cut the timber, clear the streams, build dams, and lay out and construct roads, so as to render said lands habitable, and fit for use and occupation, to erect dwelling houses, saw mills, tanneries and manufactories thereon, and whatever buildings may be needful and necessary, for the operations of the said company, and to sell, lease and otherwise dispose of said lands or any portion thereof, in convenient quantities, to settlers and others, at fair and reasonable prices, and to obtain from said lands all timber, minerals and other valuable substances and products, whether by mining, or working, or by leasing, or disposing of privileges to mine, or work, the same, and to dispose of the products of all such lands, mines, mills, manufactories, roads and privileges, and to do such other acts and things, as will best accomplish the settling and development of the said lands: *Provided however,* That, at no time, shall the amount of land, held by said corporation, exceed fifteen thousand acres.

Powers and  
privileges.  
Limitation.

SECTION 3. That the capital stock of said corporation shall consist of twenty thousand shares, of fifty dollars each, with power to increase the same, as the objects of the corporation may require, and the stockholders, representing two-thirds of the stock, may direct.

Capital stock.

SECTION 4. That said company shall have power to make and establish such by-laws, as they may deem necessary, or expedient, to enable them to carry out the objects of the corporation, and to alter, amend and repeal the same, as they may deem expedient: *Provided,* That none of said by-laws shall be contrary to the constitution of the United States, or of this commonwealth.

By-laws.  
Proviso.

**Election of directors.** SECTION 5. That the affairs of the said company shall be managed by a board of nine directors, to be elected, from time to time, by the stockholders, as the by-laws shall direct, to serve for one year, and until their successors are chosen; in all elections, by the stockholders, each share of stock shall entitle the holder thereof to one vote, either in person, or by proxy; but no person shall be a director, who is not the owner of at least twenty shares; the directors shall elect one of their number president, and shall elect, or appoint, such other officers and agents, as the business of the company may require; the said board of directors shall manage the general business of the company, including the issuing of stock, the transfer and cancellation thereof, and division of profits; the first board of directors shall be appointed by the incorporators, herein named, and shall remain in office until their successors are duly elected.

**Votes.**

**Officers and agents.**

**Duties of directors.**

**First board to be appointed by incorporators.**

**Individual liability.** SECTION 6. That the stockholders of said company shall be jointly and severally liable, in their individual capacities, for all debts contracted by them, for work and labor done, or materials furnished, for the opening and improving, preparing and working their said lands, for mining and other purposes, as aforesaid: *Provided however,* That said company may provide against contracting any such debts, as aforesaid, by the adoption of a by-law, requiring all payments, for the purposes aforesaid, to be cash, and in such case, if any officer, agent, or employee, of said company, shall contract any debt, for the purposes aforesaid, in violation of any such by-law, such officer, agent, or employee, shall be deemed guilty of a misdemeanor, and upon conviction thereof, in the court of quarter sessions of the peace of the county, where such debt shall have been contracted, he, she, or they, shall be sentenced to pay a fine, not less than the debt so contracted, nor more than double the same, and to undergo an imprisonment, in the proper jail of such county, not exceeding twelve months.

**Proviso.**

**Bonus.** SECTION 7. That this corporation shall pay, into the treasury, a bonus of one-half of one per centum, on the capital stock hereby authorized, or hereafter created, in four equal, annual, instalments, the first payment to be made, within one year after the passage of this act; and shall, also, pay such taxes on dividends as is, or may be, provided by law.

**Tax on dividends.**

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 399.

## An Act

In relation to the Cameron Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Cameron Coal Company may increase its capital stock five hundred thousand dollars, at such times, and in such amounts, as the directors thereof may deem necessary, a bonus of one-half of one per cent., on such increase, being paid to the treasurer of this commonwealth, in four equal, annual, instalments, from and after the time, or times, when the said increase shall be made.

Authorized to increase capital stock.

Bonus thereon.

SECTION 2. The said company is authorized to acquire, hold, lease and convey, in addition to the amount of land now held and owned by them, four thousand acres of land; the said corporation shall also have the right to borrow any sum or sums of money, not exceeding one-half their capital, and issuing bonds, or certificates of loan, therefor, with, or without, coupons, and to give such bonds, or certificates, such security, by mortgage, or otherwise, as the directors may deem expedient; and said bonds, or certificates, may be sold by the directors, at their market value, although the same should be less than par: *Provided*, That no such bond, or certificate, shall be issued for a less sum than five hundred dollars.

May hold additional land, and borrow money, &c.

Bonds to be issued, &c.

Proviso.

SECTION 3. For the purpose of developing the lands owned, or to be acquired, by the said company, it shall be lawful for them to construct any lateral railroads, of not more than nine miles in length, to connect the same with any railroad, now built, or hereafter to be built, and to transport coal, minerals and merchandize, over said lateral railroads; and for the purpose of locating and constructing the said railroads, the said corporation shall have the same powers as are granted, by the act of May fifth, one thousand eight hundred and thirty-two, entitled "An Act regulating lateral railroads," and all damages for the entry upon, and occupation of, any land, for the purpose of constructing the said lateral railroads, shall be assessed in the manner provided by said act.

Construction of lateral railroads authorized.

Damages, relative to.

SECTION 4. That the said Cameron Coal Company shall, in addition to the rights, powers and privileges, conferred by their charter, have the right to mine iron ore, and manufacture the same, for all commercial and mechanical purposes; to cut and manufacture lumber, and fit the same for market, as they may deem desirable; to bore for salt, petroleum, and to make and vend, sell and dispose of, all such iron and lumber, petroleum, materials and articles, as they may deem proper, or necessary, in the prosecution of their business; and for that purpose, shall have power to hold such real and personal pro-

Additional privileges granted.

Limitation.

perty, as may be necessary, or convenient, for the prosecution of their business, and to sell and dispose of the same: *Provided*, That the quantity of land, owned and held by this company, shall, at no time, exceed ten thousand acres.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 400.

## An Act

To incorporate the Antis Coal and Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Corporators.

That George Mears, Charles J. Starr, Oliver Hoyt, B. F. Bell and Isaac H. Bailey, their associates, successors and assigns, and all such persons, or corporations, as shall become stockholders, in the company hereby incorporated, whether residents of the United States, or elsewhere, shall be and they are hereby created a body politic and corporate, in fact and in name, by the name, style and title of the Antis Coal and Iron Company, and by that name, style and title, shall have perpetual succession, and a common seal, and may sue and be sued, plead and be impleaded, in all courts of law and equity, and may have, enjoy and exercise all the rights and powers, necessary for the development and improvement of the lands, which may belong to said company, in fee simple, by leasehold, or license, or in any other way, in Blair, Cambria and the adjoining counties, by mining for coal, iron ore, oil and all other minerals and products, which may be found thereon; by making bricks, manufacturing lumber, iron, glass, salt, and any other article, or thing, in whole, or in part, which may or can be manufactured from the materials thus found, and for the preparation and conveying the same to market.

Title.

Seal.

Privileges.

Capital stock.

SECTION 2. That the capital stock of said company shall be one million of dollars, to be divided into shares of fifty dollars each, with the privilege to increase the same, from time to time, to an amount not exceeding two millions of dollars; said increase,



and all transfers of stock, to be made at such times, and in such manner, as the by-laws of said company may prescribe. Transfers.

SECTION 3. That the said company shall have and enjoy all the rights, privileges and franchises, and shall be subject to all the restrictions, limitations and liabilities, of an act incorporating the Powelton Coal and Iron Company, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, and the several supplements thereto, having the right to hold the same amount of land, in Blair, Cambria and the adjoining counties, and the right to construct and operate a railroad, or railroads, as therein provided, from any part of their lands, to connect with the Pennsylvania railroad, at, or near, Bell's Mills station: *Provided*, That the rates of toll and motive power charges, to be established, demanded, or received, when the cars used for conveyance, or transportation, are owned, or furnished, by others, shall not exceed four cents per mile, for each passenger, five cents per mile, for each ton of two thousand pounds of freight, four cents per mile, for each passenger, or baggage car, and three cents per mile for each burden, or freight car, every four wheels being computed a car. Rights, franchises, &c.  
Subject to.  
May construct railroads.  
Rates of toll, &c., fixed.

SECTION 4. That this corporation shall pay, into the state treasury, a bonus of one-half of one per centum, upon their capital stock, in four equal, annual, instalments, and all other taxes which are now, or may hereafter be, imposed upon them. Bonus and taxes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 401.

## An Act

Authorizing the Lehigh and Susquehanna Coal Company to hold one thousand more acres of coal and timber land.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall be lawful, and the Lehigh and Susquehanna Coal Company are hereby authorized, to hold, by purchase, or lease, one thousand acres of coal and timber lands, in the townships of Wilkesbarre, Hanover and Newport, in the county

of Luzerne, in addition to the amount, which they may now hold by law : *Provided*, The said Lehigh and Susquehanna Coal Company shall make a yearly report to the auditor general, in the same manner, as is provided by law, governing coal companies, organized under the general mining laws of this commonwealth, and the supplements thereto : *And provided further*, That the said company shall be subject to the same taxation, as mining companies, organized under the general mining laws of this commonwealth.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 402.

## An Act

To exempt Ross, Polk and Eldred townships, in Monroe county, from the provisions of an act extending the provisions of the act for the protection of sheep and taxing of dogs, in the county of Blair, approved the twentieth of May, one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That so much of the act, entitled "An Act extending the provisions of the act for the protection of sheep and taxing of dogs, in the county of Blair," approved the twentieth of May, one thousand eight hundred and fifty-seven, as provides for extending its provisions to the county of Monroe, by a subsequent act, approved the fourteenth day of April, one thousand eight hundred and sixty-three, be repealed, so far as it affects Ross, Polk and Eldred townships, in Monroe county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 403.

## Supplement

To an act, entitled "An Act to incorporate the Fairmount Park and Delaware River Passenger Railway Company," authorizing an extension of track.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Fairmount Park and Delaware River Passenger Railway Company shall have the right to construct, or cause to be constructed, a railway track, east of Franklin avenue, on Palmer street to Beach street; thence along the said Beach street to Shackamaxon street; thence along the said Shackamaxon street to Franklin avenue, and connecting, with their track, on the north side of Girard avenue, at Leopard street.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

\*APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 404.

## An Act

To authorize the auditor general and state treasurer to allow Andrew J. Rhey, former treasurer of Cambria county, a credit for uncollected licenses, on the final settlement of his account.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general and state treasurer are hereby authorized to allow Andrew J. Rhey, former treasurer of Cambria county, on the settlement, in full, of his, the said Andrew J. Rhey's accounts, a credit for the sum of two hundred and fifty-six dollars and fifty cents, being the amount of uncollected

re-paid licenses, for the year one thousand eight hundred and fifty-five, as appears by certified transcripts, from the docket of the justice of the peace, before whom suits were brought, by said treasurer, for the recovery of said licenses, now on file in the auditor general's office.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 405.

## An Act

Allowing the United Republic Petroleum Company to hold real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
hold real es-  
tate.

That the United Republic Petroleum Company be and they are hereby authorized to hold, in fee simple, a quantity of land, in this state, not exceeding one thousand acres.

Bonus.

SECTION 2. That the said company shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

Tax on divi-  
dends.

Individual lia-  
bility.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 406.

## An Act

To authorize the chief engineer and surveyor of the city of Philadelphia to revise the grades of certain portions of Bridgewater street, in the Twenty-fourth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief engineer and surveyor of the city of Philadelphia be and he is hereby authorized and directed to revise the grade of Bridgewater street, between Market and Bridge streets, in the Twenty-fourth ward of the city of Philadelphia, in such way and manner as will permit the free use, for railroad purposes, of the front, on the river Schuylkill, between said Market and Bridge streets, and of the wharf, or wharves, that may be erected on the same; and when said revision shall have been made, the said chief engineer and surveyor is hereby further directed to make and file a report thereof, in the office of the court of common pleas of the city and county of Philadelphia: *Provided*, That the city of Philadelphia shall be at no expense, for said revision.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 407.

## An Act

Authorizing John Alloway, trustee of the Church of God, at Broad Top, and Kimber A. More, to sell and convey a certain lot of ground and church edifice, in Carbon township, Huntingdon county, and to apply the proceeds thereof towards the liquidation of a debt against a church edifice, at New Granada, Fulton county.

WHEREAS, A certain lot of ground was purchased, in Carbon township, Huntingdon county, in the year one thousand eight

hundred and fifty-one, and a church edifice thereon erected, for the use of a congregation belonging to the denomination called the Church of God, the title to which was vested in certain trustees, for the use of said congregation :

*And whereas*, The said congregation has since become extinct, by reason of the removal of its members, and the said church edifice has thereby become useless, for said purpose, and is now in a state of dilapidation and decay ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Alloway, the only surviving trustee in said congregation, and Kimber A. More, be and they are hereby authorized and empowered to sell and convey the said lot of ground, with its buildings and improvements, thereon erected, to the best possible advantage, and in the manner and form as they may deem best, and make title therefor, and apply the proceeds thereof to the liquidation of a debt against a house of worship, located at, or near, New Granada, in the county of Fulton, for the use of the congregation belonging to the religious denomination called the Church of God ; and that the said John Alloway and Kimber A. More be exonerated from the payment of the usual enrolment tax, in acts of assembly of like nature.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 408.

## An Act

To incorporate the Eagle Mining Company.

Corporators.

Title.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. W. Thackara, Turner G. Morehead, R. B. Fitts, Doctor J. Mac Nichol, J. S. Thackray, Edwin B. Tomes, George W. McPherran, R. C. Steel, and their associates and successors, be and they are hereby created a body politic, by the name, style and title of the Eagle Mining Company, and by that name, shall have perpetual succession, and shall be capa-

ble of suing and being sued, impleading and being impleaded, Privileges.  
 and of granting and receiving, in its corporate name, property,  
 real, personal and mixed, wherever situated, and leasing and  
 disposing to others the right to work mines, and to do all such  
 acts and things, properly belonging to the mining business ;  
 and the extracting of metals from ores, and to purchase lands  
 and improve the same, and dispose of the same, in such man-  
 ner as will promote the best interests of the company : *Pro-* Proviso.  
*vided*, That the said company shall not own any land, in Penn-  
 sylvania.

SECTION 2. That the company shall have power to create a Seal.  
 common seal, and alter, amend, add to, or repeal, at their  
 pleasure ; also, to adopt such by-laws as may seem requisite, By-laws.  
 for the proper management of its affairs, not inconsistent with  
 the constitution and laws of the commonwealth of Pennsyl-  
 vania, and of the United States, and the same to alter and  
 amend at pleasure ; and to issue certificates of stock, repre- Certificates of  
 senting the value of their property, in such form, and subject stock.  
 to such regulations, as they may, from time to time, by their  
 by-laws, prescribe, and to regulate and prescribe in what man-  
 ner and form their contracts and obligations shall be executed :  
*Provided*, That the capital stock, of said company, shall be two Capital stock.  
 hundred thousand dollars, with power to increase the same to  
 one million of dollars.

SECTION 3. That the corporators, named in this act, shall Election of di-  
 elect five persons, to serve as directors of the company, a ma- rectors.  
 jority of whom shall constitute a quorum, for the transaction  
 of business, and shall hold their offices until their successors  
 shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful, for said company, to es- Offices.  
 tablish the necessary offices, for the business of the company,  
 wherever their business is located, and to have their principal  
 office, in the United States, in such place as they may deem  
 expedient ; at which place, it shall be lawful to hold all meet-  
 ings, for the transaction of business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one  
 thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 409.

## An Act

To incorporate the Boatman's Fire and Marine Insurance Company of  
Pittsburg.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Richard C. Gray, James J. Bennett, David E. Park, W. W. Martin and David M. Long, of Allegheny county, are hereby appointed commissioners, who, or any three of whom, are authorized and empowered, from and after the passage of this act, to establish an insurance company, to be located in the city of Pittsburg, Allegheny county, by the name and title of the Boatman's Fire and Marine Insurance Company, with a capital of two hundred and fifty thousand dollars, with the privilege of increasing to five hundred thousand dollars; and said company shall be organized and managed, according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, excepting section eight, and be limited to the risks designated in the first class, in the seventh section of said act; and that section third be amended, allowing the payment of stock to be made in lawful money of the United States, instead of gold and silver.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 410.

## An Act

To incorporate the Pittsburg and Sonora Gold and Silver Mining Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Thomas M. Howe, Curtis G. Hussey, James J. Bennett, Franklin H. Eaton, William Dilworth, William H. Ewing, James M. Bailey and William K. Nimick, their successors and assigns, be and they are hereby created a body politic, by the name, style and title of the Pittsburg and Sonora Gold and Silver Mining Company, and by such name and title, shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, mixed and personal, and of holding and improving lands, in any of the territories of the United States, or provinces of Mexico, or in any state west of the Mississippi river, with the consent of the authorities thereof; and to obtain therefrom any and all metals, minerals and other valuable substances, whether by working, mining, leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect such buildings, works and other improvements, as may, in the judgment of the board of managers of said corporation, properly appertain to said business, and to use, let, lease, or work, the same, to transport to market, and dispose of the products of all such lands, mines and works, as they may deem proper.

**SECTION 2.** That the said company shall have power to make such by-laws, as they may deem proper, to enable them to carry out the objects of the corporation, and the same to amend, add to, alter, or repeal, at their pleasure, so that such by-laws be not repugnant to the constitution of the United States, or of this commonwealth, or to the provisions of this act, and to have and use a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

**SECTION 3.** That the corporators, named in this act, shall elect persons to serve as directors of the company, of such number and of such qualifications, as may be prescribed by their by-laws, a majority of whom shall constitute a quorum, for the transaction of business; they shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

**SECTION 4.** That it shall be lawful for said company to establish the necessary offices and appoint agents, for the trans-

Corporators.

Name.

Privileges.

By-laws.

Seal.

Certificates of stock.

Election of directors.

Offices.

action of their business, wherever the same may be located, and to have their principal office, in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company.

Reservation.

SECTION 5. That the legislature reserves the right to repeal this act, after the expiration of twenty years.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 411.

## An Act

To incorporate the Pittsburg Academy of Music.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

That Henry M. Murray, W. M. Hersb, W. P. Weyman, G. Fallansbee, Henry Kleber, George H. Holtzman, George W. Beltzhoover, Byron H. Painter, Florence Kramer, Oliver M'Clintock, H. Brady Wilkins, John Fleming, A. S. Bell, George H. Thurston, G. W. Hailman, John M'D. Crossan, John D. Scully, O. P. Scaife, J. H. Sewell, Stephen Woods, Edwin H. Stowe, W. W. Ward, George W. Dilworth, Robert G. Bushnell, D. M. Egerton, W. J. Anderson, M. W. Watson, R. W. Mackey, C. H. Paulson, Campbell B. Herron, Charles C. Mellor, D. A. Stewart, P. R. Mertz, W. Stevenson, Andrew Fleming, Thomas S. Blair, C. D. Brigham, C. H. Wolf, Alexander Chambers, John Scott, Walter P. Marshall, D. M. Book, Reese Owens, Joseph S. Brown, Lowrie Childs, S. Beymer, Andrew Carnegie, William Fraw, C. W. Batchelor, Willis Dalzell, C. L. Caldwell, Jesse W. Carr, Henry Holdship, Robert B. Townsend, Charles J. Clark, O. O. Phillips and R. T. Leech, Junior, be and they are hereby appointed commissioners, or some five of them, to do and perform the several duties, hereinafter mentioned; that is to say, they shall forthwith, after the passage of this act, procure a book, or books, and enter therein as follows: We, whose names are hereunto subscribed, do promise to pay, to the Pittsburg Academy of Music, the sum of ten dollars, for each share of

Subscriptions  
to stock, rela-  
tive to.

stock set opposite our names, respectively, in such manner and proportions as shall be determined by the president and directors of the said academy, in pursuance of this act; witness our hands, this                      day of                      , Anno Domini one thousand eight hundred and                      ; and shall, thereupon, give notice, in two daily newspapers of the city of Pittsburg, for the space of two weeks, of the time and place, when and where, such book, or books, shall be open, to receive subscriptions for the stock of the company; at which time and place, one, or more, of the said commissioners shall attend, from day to day, and receive subscriptions to the stock of said academy, to the amount of three hundred thousand dollars, when they shall be closed: *Provided*, That each subscriber shall, at the time of subscribing, pay to the attending commissioner, or commissioners, the sum of two dollars and fifty cents, on each share, so subscribed, out of which money shall be paid the expenses of taking the subscription, and incidental charges, and the remainder shall be paid over to the treasurer of the corporation, as soon as the same shall be organized, as hereinafter directed.

SECTION 2. That when thirty thousand dollars of the said stock shall have been subscribed, the said commissioners, or any five of them, shall certify, under their hands and seals, the names of the subscribers, and the amount of stock subscribed by each of them, to the governor; and thereupon, it shall and may be lawful for the governor, by letters patent, under his hand and seal of the state, to create and erect the persons, who shall then have subscribed, and who shall thereafter subscribe, according to the provisions of this act, into a body politic and corporate, by the name and style of the Pittsburg Academy of Music, and by the said name, the said subscribers shall have perpetual succession, and shall be capable of holding their capital stock, and the increase and profits thereof, and of enlarging the same, by new subscriptions, in such manner and form, as they shall think proper, to the amount of three hundred thousand dollars, and of purchasing and holding, to them and their successors and assigns, and of selling, mortgaging and transferring, in fee simple, or by any less estate, all such lands, tenements, hereditaments and estates, real and personal, as shall be necessary to them, in carrying out the purposes of this act; of making and having a common seal, of suing and being sued, and generally of doing all and everything, which a body politic, or corporate, may lawfully do.

SECTION 3. That three, or more, persons, named in the letters patent, as soon as conveniently can be, shall cause to be given at least twenty days' notice, in two, or more, newspapers, of the city of Pittsburg, of a time and place, by them appointed; at which time and place, the said subscribers shall proceed to organize the said corporation, and shall, then and there, in person, or by proxy, choose by ballot, or ticket, in writing, nine suitable persons, members of the corporation, to be directors thereof, for the year next ensuing, or until the next election.

Proviso.

When letters patent to be issued.

Name.

Privileges.

Seal.

Organization.



**Officers.** SECTION 4. That the said directors shall meet, at such time as they may agree, and shall, at the first meeting after their election, or as soon, thereafter, as conveniently may be, choose one of their number president of their board, for the ensuing year, and may, also, choose a treasurer, secretary, solicitor, and such other officers as they may deem expedient; five directors shall form a quorum, for the transaction of business; the directors shall have power to ascertain and decide the time, manner and proportion, in which the stockholders shall pay the money, due on their respective shares, to adopt such by-laws, rules and regulations, not inconsistent with the laws of this commonwealth, as may be deemed expedient, for the well being of this corporation, and generally shall have all the authority, powers and privileges, necessary and proper for the management of the affairs thereof.

**Powers of directors.**

**Annual meeting of stockholders.**

**Notice to be given.**

**Votes.**

**Directors to submit statement.**

SECTION 5. That an annual meeting of the stockholders shall be held, on the first Monday of June, for the purpose of choosing directors, and for the transaction of such other business as may come before them, of which annual meeting the directors shall cause to be given at least twenty days' notice, in two newspapers of the city of Pittsburg; in all elections of directors, each stockholder shall have one vote for each share of stock, which he may hold; at each annual meeting of the stockholders, the directors of the preceding year shall submit, to the meeting, a full and fair statement of the affairs and proceedings of the said corporation, for such year, together with a full account of all money, received and expended, for the same; and they shall also produce, for the inspection of the meeting, or such committee as it may name, all books and accounts concerning the corporation; special meetings of the stockholders may be called, by order of the directors, or by stockholders holding one-fourth of the capital stock, on like notice to that required for the annual meetings, specifying, moreover, the object of the meeting.

**Stock may be forfeited, upon failure of holders to pay instalments.**

SECTION 6. That if any stockholder, after twenty days' notice, given in two newspapers, in the city of Pittsburg, of the time and place appointed for the payment of any instalment of said stock, shall neglect to pay such instalment, at the time appointed, or within two months thereafter, the stock held by him may be forfeited to the corporation, by a resolution of the directors, and may be sold, by them, to any other person, or persons, willing to purchase, for such price as can be obtained therefor; or the directors may sue for, and recover, the same, before any justice of the peace, or before any court of competent jurisdiction.

**Authorized to hold real estate, erect buildings, &c.**

SECTION 7. That it shall and may be lawful for the said corporation to purchase and hold such real estate as they may deem necessary for the purposes of this act, and to erect thereupon, and furnish, a building, or buildings, suitable for the representation of operatic and dramatic performances, and to lease the said building and appurtenances, from time to time, to such person, or persons, as they may deem proper, for the purpose of giving such representations, or to employ, or contract with persons, for doing the same; and, if deemed ad-



visible, they may lease certain parts of said building, for stores, or offices.

SECTION 8. That the directors shall keep a just and true account of all moneys received, and shall make and declare dividends of so much of the net profits of the corporation as may seem advisable to them, after deducting costs, charges and expenses; but they, in no case, shall exceed the said net profits, so that the capital stock shall never be thereby impaired.

Accounts to be kept.

Dividends.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 412.

## An Act

To authorize the North Branch Canal Company to change their name, style and title, to the Pennsylvania and New York Canal and Railroad Company, and to construct a railroad along and upon the towing path, or berme bank, of their canal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the North Branch Canal Company be and are hereby authorized to change their name, style and title, to the Pennsylvania and New York Canal and Railroad Company: *Provided*, That all rights of creditors, and liens against the canal company, shall continue and remain unimpaired; and all the obligations and liabilities of the said North Branch Canal Company shall attach to the said canal and railroad company, and be enforced against it, as fully as they could have been against the said North Branch Canal Company.

Authorized to change corporate name.

Proviso.

SECTION 2. That the said Pennsylvania and New York Canal and Railroad Company be and are hereby authorized to construct a single, or double, track railroad, along and upon, or near, the towing path, or berme bank, of their canal, from any point in Luzerne county, to any points upon the New York state line, in the county of Bradford, with power to construct branches, or lateral roads, to any points, in the counties of Bradford, Wyoming, or Luzerne; and in the location, construction and management of said railroad and branches, the

May construct railroad and branches.

Subject to.

said Pennsylvania and New York Canal and Railroad Company shall have all the powers, and be subject to all the restrictions, of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto.

Increase of capital stock authorized.

SECTION 3. That it shall be lawful for the president and directors of said Pennsylvania and New York Canal and Railroad Company, upon a vote of the stockholders, at a meeting called for that purpose, to increase the capital stock of their company, to such sum as may be necessary to construct and equip said railroad, or any portions thereof; or they may, when directed by the stockholders, as above, issue, from time to time, the bonds of said company, payable at any period, not exceeding twenty years after the date thereof, with interest, not exceeding seven per centum per annum, payable semi-annually; and for securing the payment of said bonds, with the interest, to execute a mortgage, or mortgages, of and upon said railroad and its branches and appurtenances, or upon any portion thereof.

Bonds may be issued.

Mortgage.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 413.

## An Act

For the relief of James Moorhead, late treasurer of Indiana county, and John Tiernan, treasurer of Fayette county.

WHEREAS, An act, amendatory of the license laws of this state, was passed the eleventh of April, one thousand eight hundred and sixty-two, requiring the county treasurers of this commonwealth to bring suits for licenses, if not paid before the first day of July, of each year :

And whereas, The pamphlet laws did not reach Indiana county, until the last of August, in the year of one thousand eight hundred and sixty-two, and James Moorhead, then treasurer of Indiana county, did, on this account, fail to collect forty-four dollars and thirty-two cents, which sum he paid into the treasury, out of his own moneys :

*And whereas, John Tiernan, treasurer of Fayette county, is charged with the sum of forty-nine dollars, on account of mercantile licenses, for the year one thousand eight hundred and sixty-four, which licenses were not collected by the said John Tiernan, for the reason, that they were erroneously assessed by the mercantile appraiser; therefore,*

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the state treasurer be authorized and required to refund to James Moorhead, late treasurer of Indiana county, the sum of forty-four dollars and thirty-two cents.

*SECTION 2.* The state treasurer is hereby authorized to exonerate John Tiernan, treasurer of Fayette county, from the payment of forty-nine dollars, with which he stands charged, on account of mercantile licenses, for the year one thousand eight hundred and sixty-four; and if said sum, on account of the said licenses, shall have been paid into the state treasury, by the said John Tiernan, the state treasurer is hereby authorized to refund the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, No. 169, entitled "An Act for the relief of James Moorhead, late treasurer of Indiana county," was presented to the governor, on the first day of March, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 21, 1865.*

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No. 414.

## An Act

To incorporate the Bear Creek Railroad Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

- Commissioners. That Norman Hall, Henry Rawle, James M. Braden, Allen Wilson, John P. Vincent, James Kerr, Samuel Griffith and John W. Douglass, or any three of them, be and they are hereby appointed commissioners to open books, receive subscriptions
- Organization. of stock and organize the Bear Creek Railroad Company, in pursuance of the provisions of an act regulating railroad companies, approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine: *Provided*, That the subscribers, at the organization of said company, and the stockholders, at all subsequent elections, shall elect a president and six directors, of said company, instead of twelve, as was provided in said act.
- Election of officers. SECTION 2. That the said railroad company are hereby authorized to construct a railroad, from Martinsburg, in Butler county, by such route as they shall deem most feasible and proper, to connect with the Erie Extension canal and the Erie and Pittsburg railroad, at such point between Sharpsburg and West Greenville, in Mercer county, as the directors of said company shall determine; and purchase and transport coal, and other freight, and passengers thereon: *Provided*, That the gauge of said railroad shall not exceed four feet and ten inches in width.
- Construction of road authorized. SECTION 3. That the capital stock of said company shall be two hundred thousand dollars, in shares of fifty dollars each, with power, to said company, to increase the same, from time to time, as may be necessary to effect the object of this corporation; and the president and directors of the said company shall have power to borrow money, from time to time, in such sums, and at such rate of interest, as they may think proper, for the construction of said road and the procuring of the rolling stock therefor; and may mortgage the said road and stock, or any part thereof, to secure the payment of the money, so borrowed, and may issue bonds, with, or without, coupons attached, as evidence of said indebtedness.
- Route. SECTION 4. That the said Erie and Pittsburg Railroad Company shall afford the same and equal connections and facilities to the said Bear Creek railroad, for the convenience of trade and travel, that it affords to any other railroad company, and shall carry all freight and passengers, passing to, or from, the said Bear Creek railroad, at the same rates, per ton, and passenger, per mile, as the said Erie and Pittsburg Company carries the same kind of freight and passengers on their own road, conditioned, that the said Bear Creek Railroad Company carry all freight and passengers, passing to, or from, said Erie and Pittsburg railroad, over said Bear Creek railroad, at the same rate, per ton, and passengers, per mile, as they carry freight and passengers, on their own road.
- May purchase and transport coal, &c. Gauge.
- Capital stock.
- May borrow money.
- Erie and Pittsburg railroad company to afford the same connections and facilities, &c., as to other companies.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 415.

## A Supplement

To an act, approved the fourth day of February, Anno Domini one thousand eight hundred and fifty-nine, entitled "An Act to incorporate the Western Market Company," changing the value of the stock of the said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the capital stock of the Western Market Company shall be divided into five thousand shares, of the par value of fifty dollars each; and the said company are hereby authorized and required to call in, and cancel, the outstanding certificates of stock, and to issue, in lieu thereof, to the holders of the same, new certificates, for the amounts of their respective stock; said stock shall be transferable only on the books of the company, in the presence of the president, or treasurer; and no stockholder, indebted to said company for a debt actually due and unpaid, shall be authorized to make a transfer, or to receive a dividend, until such debt is paid, or secured, to the satisfaction of the board of managers.

Value of stock  
changed.

New certificates  
to be issued.

Transfers, rela-  
tive to.

SECTION 2. All acts, or parts of acts, inconsistent herewith, are hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 416.

## An Act

To correct a clerical error, in an act, entitled "An Act relating to the Hazleton Coal Company," approved March ninth, Anno Domini one thousand eight hundred sixty-five.

WHEREAS, A clerical error appears in an act, entitled "An Act relating to the Hazleton Coal Company," approved March

ninth, Anno Domini one thousand eight hundred and sixty-five; in the second section of said act, it is provided, that the act shall not take effect, until it is accepted by a majority of stockholders, et cetera; the word "accepted" is misplaced by the word "excepted," in the transcribed bill; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the word "excepted," in said second section of said law, be and the same is hereby changed to "accepted," as it passed originally.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 417.

## An Act

To prevent the destruction of partridges and pheasants, in the townships of Monroe and Penn, and the borough of Selinsgrove, in the county of Snyder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter it shall be unlawful for any person, or persons, in either of the townships of Monroe or Penn, or in the borough of Selinsgrove, in the county of Snyder, to shoot, kill, or catch, at any season of the year, any partridge, or pheasant, found, or being, in either of the said townships, or in the said borough, excepting, always, the owner, or owners, of real estate upon which the said partridges, or pheasants, may be found, who may kill, shoot, or catch the same, found upon their respective properties, between the first day of October and January, of each year.

The shooting, or catching, of partridges, or pheasants, prohibited.

Exceptions.

Penalty.

SECTION 2. That any person, or persons, offending against the provisions of the first section of this act, shall be guilty of a misdemeanor, and upon conviction thereof, in the proper court of quarter sessions of the peace, shall be fined, not less than five dollars, nor more than one hundred, for the first offence, and for the second, or subsequent offence, not less than fifty, nor more than two hundred dollars, and shall be

imprisoned, till the fine and costs are fully paid ; one half of each fine to go to the informer, or prosecutor, who is hereby made a competent witness, and the other half, to the support of the common schools of the district, where the offence may have been committed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 418.

## An Act

To extend the provisions of an act, entitled "An Act relative to mechanics' liens, in the counties of Luzerne and Schuylkill," approved February seventeenth, Anno Domini one thousand eight hundred and fifty-eight, to the counties of Westmoreland and Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That from and after the passage of this act, the provisions of an act, entitled "An Act relative to mechanics' liens, in the counties of Luzerne and Schuylkill," approved February seventeenth, Anno Domini one thousand eight hundred and fifty-eight, be and the same are hereby extended to the counties of Westmoreland and Allegheny.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 419.

*An Act*

To change the time of holding the several courts of the Seventeenth Judicial District.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the first day of April next, the terms of the several courts of the county of Beaver shall commence, on the third Monday of March, first Monday of June, first Monday of September, and second Monday of November.

Terms of courts  
of Beaver  
county chang-  
ed.

Butler county.

SECTION 2. In the county of Butler, on the fourth Monday of February, second Monday of June, fourth Monday of September, and first Monday of December.

Lawrence coun-  
ty.

SECTION 3. In the county of Lawrence, on the second Monday of February, third Monday of May, second Monday of September, fourth Monday of December.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 420.

*An Act*

Increasing the fees of justices of the peace and constables, in the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fees to be received by justices of the peace and constables, in the county of Washington, shall be as follows: Fee bill, justices of the peace: information on complaint, on behalf of the commonwealth, for every ten words, two cents; docket entry, on behalf of the commonwealth, twenty cents; warrant, or *mittimus*, on behalf of the commonwealth, forty



cents; writing an examination, or complaint, of defendant, or a deposition, for every ten words, two cents; administering an oath, or affirmation, ten cents; taking a recognizance, in any criminal case, and returning the same to court, fifty cents; entering judgment, on conviction, for fine, twenty cents; recording conviction, or copy thereof, for every ten words, two cents; warrant to levy fine, or forfeiture, forty cents; bail piece and return, in *supersedeas*, twenty-five cents; discharge to jailor, twenty-five cents; entering discontinuance, in case of an assault and battery, forty cents; entering complaint of master, mistress, or apprentice, twenty cents; notice to master, mistress, or apprentice, twenty-five cents; hearing parties, and discharging complaint, forty cents; holding inquisition, under landlord and tenant act, in case of forcible entry, each day, two dollars; precept to sheriff, fifty cents; recording proceedings, one dollar; writ of restitution, fifty cents; warrant to appraise damages, forty cents; warrant to sell strays, fifty cents; warrant to appraise swine, entering return, advertising, et cetera, one dollar and fifty cents; entering action, in civil case, twenty cents; summons, *capias*, or *subpoena*, each, twenty cents; every additional name, after the first, five cents; *subpoena duces tecum*, twenty-five cents; entering return of summons, and qualifying constable, fifteen cents; entering of *capias*, and bail bond, ten cents; every continuance of a suit, ten cents; trial and judgment, fifty cents; entering judgment, by confession, or by default, twenty-five cents; taking special bail, twenty-five cents; entering satisfaction, ten cents; entering amicable suit, twenty cents; entering rule to take depositions of witnesses, ten cents; rule to take depositions of witnesses, ten cents; judgment, for every ten words, two cents; entering return of rule, ten cents; entering return of rule of reference, ten cents; rule of reference, fifteen cents; notice to each referee, ten cents; notice to a party, in any case, fifteen cents; entering a report of referees, and judgment thereon, fifteen cents; execution, twenty-five cents; entering return of execution, on stay of plaintiff, *nulla bona, non est inventus*, or otherwise, fifteen cents; entering discontinuance, or satisfaction, ten cents; *scire facias*, in any case, thirty cents; opening judgment, for re-hearing, twenty cents; return of proceedings, on *certiorari*, on appeal, including recognizance, fifty cents; transcript of judgment, including certificate, forty cents; receiving amount of judgment, before execution, or when execution has issued, and special bail been entered, within twenty days after judgment, and paying the same over, if not exceeding ten dollars, twenty cents, if above ten dollars, and not exceeding forty dollars, fifty cents, if above forty dollars, and not exceeding sixty dollars, seventy-five cents, if above sixty dollars, one dollar; every search, when no other service is rendered, to which any fee, or fees, are attached, fifteen cents; entering complaint, in writing, in case of attachment, and qualifying complainant, thirty cents; attachment, thirty cents; entering return, and appointing freeholders, fifteen cents; advertisement, each, fifteen cents; order to sell goods, twenty-five cents; order for relief of a pauper, each justice, forty cents;

order for removal of a pauper, one dollar; order to seize goods, for maintenance of wife, or children, thirty cents; order for premium, for wolf or fox scalps, to be paid by county, fifteen cents; every acknowledgment, or probate of deed, or other instrument of writing, twenty-five cents; taking acknowledgment of indenture of an apprentice, for each indenture, twenty-five cents; cancelling indenture, twenty-five cents; comparing and signing tax duplicate, fifty cents; marrying each couple, making record thereof, and certificate to parties, three dollars; certificate of approbation of two justices, to binding as apprentice, by director, or overseer, of the poor, fifty cents; certificate to obtain land warrant, fifty cents; swearing, or affirming, county commissioners, assessors, et cetera, twenty-five cents. Constables' fees: executing warrant, in behalf of the commonwealth, fifty cents; conveying to jail, on *mittimus*, or warrant, fifty cents; arresting a vagrant, disorderly person, or other offender, against the laws, without process, and bringing before a justice, fifty cents; levying fine, or forfeiture, on a warrant, thirty cents; taking the body into custody, on *mittimus*, where bail is afterwards entered, before the prisoner is delivered to the jailor, fifty cents; serving *subpoena*, fifteen cents; serving summons, or notice, on referee, suitor, master, mistress, or apprentice, personally, or by copy, each, twenty cents; arresting, on *capias*, thirty-five cents; taking bail bond, on *capias*, or delivery of goods, twenty cents; notifying plaintiff, when defendant has been arrested, on *capias*, to be paid by plaintiff, twenty cents; executing landlord's warrant, or serving execution, fifty cents; taking inventory of goods, each item, two cents; levying, or distraining, goods, or selling the same, for each dollar, not exceeding thirty dollars, six cents, for each dollar, above thirty dollars, four cents, one-half of the said commission shall be allowed, when the money is paid, after levy, without sale, but no commission shall, in any case, be taken, on more than the real debt; advertising same, fifty cents; executing attachment, thirty-five cents; serving *scire facias*, personally, twenty cents; serving, by leaving copy, twenty cents; executing a bail piece, thirty cents; traveling expenses, in all cases, for each mile, circular, six cents.

SECTION 2. *Be it further enacted by the authority aforesaid.* That all fees, not supplied by this act, shall remain as heretofore.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 421.

## An Act

Authorizing the commissioners of the county of Perry to appropriate a certain sum of money, for making a certain road, in Howe township, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Perry are hereby authorized and required to appropriate the sum of five hundred dollars, out of any money in the county treasury of said county, not otherwise appropriated, for the purpose of aiding the township of Howe, in said county, in making a road, recently laid out, in said township, from the east end of the Newport bridge, to a point on the Harrisburg and Millerstown turnpike, at the foot of Buffalo mountain, in said township, and confirmed at the October session of the court of quarter sessions, of Perry county, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 422.

## An Act

Authorizing the school directors of Valley school district, in the county of Chester, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the Valley school district, in the county of Chester, be and they are hereby authorized to bor-

row money, for the purpose of purchasing ground and erecting school houses, in said district, and issue bonds therefor, in sums not less than one hundred dollars, each, at a rate of interest, not exceeding six per centum per annum: *Provided*, That the whole amount, thus borrowed, shall not, at any time, exceed the sum of one per cent. on the last adjusted valuation of the property of the district, taxable for school purposes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 423.

## An Act

To incorporate the Northern Central Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

That George Bailey, M. D., William Colder, Jacob R. Eby, Theophilus Fenn, Henry Gilbert, S. A. Kunkel, Henry Thomas, William Scheffler, of the city of Harrisburg, be and they are hereby appointed commissioners, who, or a majority of whom, are authorized and empowered, from and after the passage of this act, to establish an insurance company, by the name and title of the Northern Central Insurance Company, to be located in the city of Harrisburg, or such other city, in the state of Pennsylvania, as the stockholders may select, with a capital of five hundred thousand dollars, with the privilege of increasing the same, after the organization of the company, to the sum of one million of dollars, to be divided into shares, of fifty dollars each; and said company shall be organized and managed, according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, except so far as the same is inconsistent with the provisions of this act.

Title.

Capital.

Organization,  
&c.

Authorized to  
take risks, in  
the first, or second  
class.

SECTION 2. That the said company shall have the right to take risks and transact business, in either the first, or second class, designated in the seventh section, of the act of April



second, one thousand eight hundred and fifty-six, above mentioned, or in both of said classes, as may be determined by the by-laws: *Provided*, That the premiums, received by the company, shall be accounted for, and appropriated, separately, to the losses and expenses of the class from which they arise. Proviso.

SECTION 3. That in order to effect an increase of the capital stock, from five hundred thousand dollars, to one million of dollars, as provided for in the first section of this act, each of the original stockholders shall be entitled to take, of said increased shares, an amount, equal to the number of shares originally subscribed, by him, or her, of the original capital: *Provided*, He, or she, has paid all instalments, due and payable thereon; but if any such stockholder should fail to subscribe for, or having subscribed, fail to pay for, such additional stock, on, or before, the first day of January, one thousand eight hundred and sixty-eight, then the right of such stockholder, to such additional stock, shall be forfeited to the company; and the said forfeited stock may, thereafter, be sold, or disposed of, by the directors, under such rules and regulations, as may be prescribed in the by-laws. Increase of capital, relative to.  
Proviso.

SECTION 4. That the company shall be organized and conducted, exclusively, upon the joint stock principle; but the managers may, by by-laws, provide for paying to persons, insured in the second class, such share of the net profits of the company, as they may deem advisable. To be conducted upon the joint stock principle.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 424.

## An Act

To incorporate the Legal Tender Oil Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Eugene Ferrero, Charles Haines and James Miller, and their associates, be and they are hereby created a body politic, by the name and title of the Legal Tender Oil Company, and by such name and title, shall have perpetual succession, Corporators.  
Title.

Privileges. and shall be capable of suing and being sued, impleading and being impleaded, and of granting, and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in the state of Kentucky, and to obtain therefrom Seneca oil and petroleum, and any and all minerals, and other valuable substances, whether by working, boring, or mining, or leasing, or disposing of privileges to work, bore, or mine such lands, or any part thereof, and to erect houses, and such other buildings and works, as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work the same, and to dispose of the products of all such lands, wells, mines and works, as they may deem proper.

By-laws. SECTION 2. That the said company shall have power to make such by-laws, as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure; and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed.

Election of directors. SECTION 3. That the corporators, named, shall elect persons to serve as directors of the company, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Offices. SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal, in the state of Pennsylvania, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 425.

*An Act*

To repeal an act to vacate a part of Cherry street, now called Montgomery avenue, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act vacating Cherry street, from the south-easterly line of Beach street, extending south-easterly, into the Delaware river, as laid down in the plan of Philadelphia, formerly the District of Kensington, now called Montgomery avenue, approved the sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 426.

*An Act*

Declaring Wilson's run, in the county of Clearfield, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Wilson's run, in the township of Chest, in the county of Clearfield, from its mouth to the first fork of the said run, in the Henry Musser survey, be and the same is hereby declared a public highway, for the passage of boats, rafts, saw logs, timber and boards.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 427.

*An Act*

Relative to the compensation of the directors of the poor and house of employment, of Lehigh county.

Compensation  
of directors of  
the poor.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the directors of the poor and house of employment, of the county of Lehigh, shall receive, out of the treasury of said county, each, the sum of fifty dollars per annum, commencing from the first day of January, Anno Domini one thousand eight hundred and sixty-five, in addition to the per diem, now allowed by law.

Repeal.

SECTION 2. That all existing laws, and portions thereof, inconsistent herewith, are repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 428.

*An Act*

To authorize the school directors of certain townships, in the county of Bucks, to levy a tax to refund money advanced by individuals, to pay bounty to substitutes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the school directors of the townships of Bensalem, Middletown, Springfield, Falls, Morrisville borough, and New Britain, are hereby authorized to levy and collect a tax, on all real and personal property, sufficient to re-pay the amount advanced, by citizens of said townships, for the purpose of paying bounties, and filling the quota of said townships, under the



different calls of the President of the United States, for the year one thousand eight hundred and sixty-four, prior to the fifteenth of December.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 429.

## An Act

Authorizing the election of one citizen of the United States, who may be a non-resident of Pennsylvania, as a director of the Philadelphia and Reading Railroad Company, and to ratify such election.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the stockholders of the Philadelphia and Reading Railroad Company to elect, as a director of said company, one citizen of the United States, non-resident in Pennsylvania: *Provided,* That the number of non-residents of Pennsylvania, in the board of directors of said company, shall not exceed one; and all elections, heretofore held by the stockholders of said company, in which not more than one citizen of the United States, non-resident in Pennsylvania, may have been so elected, are hereby ratified and confirmed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 430.

## A Supplement

To an act to prevent cattle, horses, sheep and hogs, from running at large, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the act to prevent cattle, horses, sheep and hogs, from running at large, in the county of Delaware, approved the twenty-second day of February, Anno Domini one thousand eight hundred and sixty, be and the same are hereby extended to all that part of Bucks county, which lays south-east of the townships of Hilltown and Plumstead, in said county, and to the townships of Strasburg and East Donegal, in Lancaster county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 431.

## A Further Supplement

To the act incorporating the Plymouth and Wilkesbarre Railroad and Bridge Company, approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said company be and are hereby authorized and empowered, and shall have the right, to extend their railroad, and cross, at grade, the track of any railroad, now made, or hereafter to be made, in such manner as to connect with any lateral branch railroad, which said company may construct, under the authority of their charter, or to cross, at grade, the track of any railroad, as aforesaid, by a lateral branch rail-

road, which said company may build, under the provisions of their charter, from any point on the line of their said road, subject to the provisions of the act of the twentieth day of May, Anno Domini one thousand eight hundred and fifty-seven, entitled "A supplement to the act regulating railroads."

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 432.

## An Act

Authorizing Mrs. Rebecca C. Pemberton to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Mrs. Rebecca C. Pemberton, daughter of John Clifford, late of the city of Philadelphia, be and she is hereby authorized and empowered to sell, at public, or private, sale, all, or any part of, the real estate devised to her, for life, by the last will and testament of the said John Clifford, and convey the same, in absolute fee simple, to the purchaser, or purchasers, thereof, clear of all the uses and limitations of the said will, and without liability to see to the application of the purchase money: *Provided*, That she shall, in any such case, give adequate security to the commonwealth, to be approved by the court of common pleas, for the city and county of Philadelphia, for the proper investment of the purchase money, to, for and upon the same persons, uses and limitations, and with and subject to the same powers and provisos, as are expressed and declared, in and by the said last will and testament of the said John Clifford, in respect to the said real estate.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 433.

## A Supplement

To an act for the incorporation of the Mahoning and French Creek Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the third section of the act of assembly, incorporating said company, as restricts the issue of mortgage bonds, to not exceeding eighteen thousand dollars, per mile, of said road, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 434.

## An Act

To vacate Ellwood lane, between Fourth and Sixth streets, in the Twenty-fifth ward, city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of Ellwood lane as lies between the east side of Fourth street and the west side of Sixth street, in the Twenty-fifth ward of the city of Philadelphia, be and the same is hereby vacated.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 435.

**An Act**

To authorize the commissioners of Lehigh county to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Lehigh county are hereby authorized to borrow any sums of money, not exceeding the sum of eighty thousand dollars, and to issue their bonds, or other evidences of indebtedness, therefor: *Provided however,* That no bond shall be issued for a less sum than one hundred dollars, nor at a greater rate of interest than six per cent. per annum.

Commissioners authorized to borrow money and issue bonds therefor.

Proviso.

SECTION 2. That all loans, heretofore made, by said commissioners, or bonds, or other evidences of indebtedness, issued by them, are hereby legalized and made valid.

Loans, heretofore made, legalized.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 436.

**An Act**

To increase the pay of the commissioners of Lehigh county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Lehigh county shall each receive, for their services, out of the county treasury, the sum of two dollars and fifty cents per day, for each day they may be employed, in the discharge of their official duties; said increase to commence from the first day of January, Anno Domini one thousand eight hundred and sixty-five.

Pay of commissioners increased.

Repeal.

SECTION 2. That all existing laws, inconsistent herewith, are hereby repealed, so far as relates to Lehigh county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 437.

## An Act

To remove certain prisoners, in Venango county, to the jail of Crawford county.

Preamble.

WHEREAS, The jail of Venango county is now insecure, and the commissioners of said county are about to re-build and strengthen the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

The removal of certain prisoners authorized.

That while said alterations are in progress and incomplete, all prisoners, consigned to the custody of the sheriff of Venango county, that he cannot safely hold and keep, shall be transferred, for safe keeping, to the jail of Crawford county, and the sheriff of said county of Crawford is authorized and required to receive and retain the same, in his official custody.

Compensation of sheriffs.

SECTION 2. That the sheriff of Crawford county shall be paid at the rate of fifty cents per day, for each day's board, furnished said prisoners; and payment shall be made, in the same manner as like expenses of the sheriff of Venango county are now required, by law, to be paid; and the sheriff of Venango county, whose duty it shall be to remove said prisoners, shall be paid therefor, such reasonable compensation as the judges of the courts of Venango county may fix, or allow.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 438.

## An Act

Relating to legal advertising, in the county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, all legal and other advertisements, required to be published, by the laws of this commonwealth, in the county of Lycoming, all notices in cases pending in, or under process issuing out of, the courts of said county, auditors' notices, estate notices, notices of assignment for the benefit of creditors, notices of the filing of trustees', assignees', executors', administrators' and guardian accounts, sheriffs', executors', administrators', assignees', and all other judicial sales, and all and every other notice of whatsoever kind, required to be published, shall be directed, by the said court of Lycoming county, to be published in two papers, in the English language, printed in said county, having the largest number of actual and *bona fide* subscribers: *Provided*, That the publishers shall not charge, for the same, exceeding the regular rates, charged for other transient advertisements; and in case of dispute, or doubt, as to the circulation, the said court shall appoint an examiner, to hear the proof of publishers, and, upon the report, to determine the papers in which all advertisements, heretofore named, shall be published, and paid for by the parties, whose duty it may be to publish the same: *Provided further*, That whenever the parties, in interest, or the court, shall deem it more beneficial to the said parties, the advertisement may be inserted in the paper having the largest circulation, published in Williamsport, as above, and one paper published nearest the locality of the property, or interest, concerned.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 439.

*An Act*

To incorporate the Nottingham Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Chauncey A. Reynolds, William H. Miller, James W. Jenkins, Joseph W. Jenkins, William Kennedy, Joseph Roberts, Lawrence P. Bayne, John Honeywell, Allen A. Chapman, Lloyd W. Williams, Algernon R. Wood, and their associates, successors and assigns, and all such persons and parties, companies, or corporations, as shall become stockholders, in the company hereby incorporated, shall be, and they are hereby constituted, a body politic and corporation, by the name and style of the Nottingham Coal Company, and by said name and style and title, shall have succession, and a common seal, with power to alter the same, at pleasure; and shall have power to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere; and to appoint all necessary agents and assistants, and may have all the rights and powers necessary to carry on, manage and develop their business, in mining and preparing of coal, in all the various ways desirable, and to open mines, sink shafts, erect machinery, to make mine roads, also, lateral railroads, to connect with other railroads, in Luzerne county, none of which shall exceed ten miles in length; and to buy, sell and dispose of coal, as they may deem proper, or necessary, in the prosecution of their business; and for that purpose, shall have power to purchase and hold, in fee simple, under lease, or otherwise, any number of acres of land, not exceeding one thousand acres, in the county of Luzerne, and to purchase and hold all such personal, and other property, as may be necessary, or convenient, for the prosecution of their business; and to sell and dispose of the property, real and personal, of the said company.

SECTION 2. That a majority of the corporators, herein named, may proceed to open books, for subscription to the capital stock of said company, at Wilkesbarre, and when two hundred shares of stock are subscribed for, and fully paid, in money, or property, as herein provided, the corporators, named in this act, or a majority of them, shall call a meeting of the stockholders, for holding the first election of directors of said company; and when said election is made, this act shall take full effect; each share of stock to be entitled to one vote, and stockholders may vote in person, or by proxy.

SECTION 3. That the capital stock of the said Nottingham Coal Company shall be six hundred thousand dollars, to be divided into shares of one hundred dollars each, with the right and power, in said company, to increase its capital stock,

Corporators.

Name.

Seal.

Powers and privileges.

Subscriptions to stock.

First election of directors, when to be held.

Votes.

Capital stock.



from time to time, as it may elect, to any sum, not exceeding the whole cost, to said company, of lands, buildings, works, improvements, materials, stocks and other property, but in any event, not to exceed the sum of one million of dollars; the subscription, to the capital stock, may be made payable in money, or in real, or personal, property, appropriated to the business contemplated by this act, at a fair valuation, to be fixed upon by a majority, in interest, of its stockholders, at the time of such purchase; and such purchase may include the real and personal estate, leases and contracts, of said company.

SECTION 4. The said Nottingham Coal Company, in addition to the office, for the general transaction of business, in the county of Luzerne, may, also, have an office, for transaction of business, either in the city of Philadelphia, or Baltimore.

SECTION 5. That the affairs of said company shall be managed and conducted by a board of directors, to consist of not less than five, nor more than nine, as may be determined, from time to time, by the stockholders, at any annual meeting; said board of directors shall be stockholders, and shall be elected annually, after the first election, as hereinbefore provided for, and shall hold their offices for one year, and until their successors are elected, but any failure, or omission, to elect such directors, annually, shall in no wise impair, or affect, meanwhile, the rights and powers of those holding over, or the rights and interests of said company, in any way; said board of directors shall elect a president, from one of their number, who shall, also, act as treasurer, one secretary, and such other officers and agents as they may deem necessary, to manage the affairs of the company; and shall fill all vacancies, occurring in their own body, until the next succeeding election by the stockholders; and a majority of said board shall form a quorum, for the transaction of business; and they shall have power to make by-laws, for the regulation of the affairs of the company, subject to the revision and approval of the stockholders, and not inconsistent with the laws of the commonwealth.

SECTION 6. That the said company may borrow money and create indebtedness, in such way and manner as the board of directors may deem necessary, for the prosecution and management of the business of the same, and to issue the securities of the said company therefor, in such form and manner, and payable in such places, as they may deem proper, at a rate of interest, not exceeding seven per centum, and dispose of such securities, in such manner, and in such places, as such board may direct.

SECTION 7. That the said company shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such other tax as is now, or may hereafter be, imposed, by law, on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for country produce, to be sued for and collected, as provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the

Limitation.

Subscriptions,  
how payable.

Offices.

Management.

Directors, elec-  
tion of, &c.Officers and  
agents.

Vacancies.

Quorum of  
board.

By-laws.

Authorized to  
borrow money  
and issue cer-  
tificates there-  
for.

Bonus.

Individual lia-  
bility.

Proviso.

Lackawanna Iron and Coal Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three: *Provided*, That executors, administrators, guardians and all other trustees, who may hold stock, in their representative capacity, shall be entitled to represent the same, without being subject to any personal liability therefor, or on account thereof; and that persons holding stock, pledged by the owners thereof, as collateral security, shall not be held personally subject to any liability, as stockholders, and shall not be entitled to represent said stock, at the meetings of stockholders, but that the owners thereof shall be entitled to such representation, as fully as though no such pledge had been given: *And provided further*, That the legislature hereby reserves the right to amend, alter, or repeal, this act, at any time; in such manner, however, as shall do no injustice to the stockholders.

Reservation

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 440.

## An Act

To vacate so much of Carpenter street, as lies west of Twenty sixth street, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That so much of Carpenter street, as lies west of Twenty-sixth street, and east of the Schuylkill river, in the Twenty-sixth ward of the city of Philadelphia, be and the same is hereby vacated.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 441.

## A Further Supplement

To the act incorporating the Keystone Zinc Company, authorizing said company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Keystone Zinc Company be and they are hereby authorized to borrow such sum, or sums of money, as they may require, not exceeding two hundred thousand dollars, at a rate of interest, not exceeding seven per cent., and may issue bonds therefor, with, or without, coupons attached, and for the repayment of the same, may pledge and mortgage all the estate, real and personal, together with the corporate franchises of the corporation: *Provided*, That no certificate of loan shall be issued, of a less denomination than one hundred dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 442.

## A Supplement

To an act, entitled "An Act to incorporate the Coal Hill and Upper Saint Clair Turnpike Road Company," to enable them to borrow money and to lease their road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Coal Hill and Upper Saint Clair Turnpike Road Company, or the president and board of directors thereof, are hereby authorized to borrow such sums of money, not exceeding, in all, the sum of five thousand dollars, and to issue their bonds therefor, and to sell and dispose of the same, on such

terms and at such rates : *Provided*, The rate of interest does not exceed seven per cent.; as may be deemed expedient, and to make the principle and interest of said loan, or loans, payable, at such time, or times, as may be advisable ; and for the security of said loan, or loans, may execute a deed of trust, or mortgage of the turnpike road, and all other property, or privileges, of the company, in possession, or to be acquired, and its corporate rights and franchises ; and in the event of a sale, under such deed of trust, or mortgage, all the property conveyed in such deed of trust, or mortgage, and the corporate rights and franchises of the company, shall pass to the purchaser, free from all incumbrances, subsequently to the execution thereof, and to be vested in him, or them ; also, the said president and directors may lease their road, for a term not exceeding five years, at any one time.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 443.

## An Act

To lay out a State road, in Armstrong and Indiana counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners That George Tucker, of Indiana county, and James M. Quowen and David Putney, of Armstrong county, be and the same are hereby appointed commissioners, to view, lay out and mark a state road, beginning at Putneyville, in Armstrong county, thence by the best route, by the way of Dayton, to Plumville, in Indiana county.

Route.

Duties of commissioners.

SECTION 2. That it shall be the duty of said commissioners, or a majority of them, as soon as practicable, after having taken and subscribed an oath, or affirmation, before a justice of the peace, to perform duties, enjoined upon them, by this act, with fidelity and impartiality, to carefully view the ground, lay out and mark the route, for the road aforesaid, in such a manner, as to enable the supervisors readily to find the same ; and for the purpose of fulfilling the duties of this act, the said commissioners, or a majority of them, are hereby



enjoined to employ David Putney, of Armstrong county, as surveyor, with an additional per diem allowance of two dollars; two chain carriers, with a per diem allowance of two dollars each; and the said commissioners, respectively, shall receive a per diem allowance of two dollars and fifty cents, for each day, necessarily employed, in performing their duties; which account shall be settled, and paid, by the commissioners of the proper county, in proportion to the time employed in each: *Provided*, That the grade of said road shall not exceed five degrees. Compensation.

SECTION 3. That it shall be the duty of the said surveyor to make a fair and accurate draft of the location of said road, noting therein the courses and distances, with reference to the improvements; one copy of which shall be deposited in the office of the secretary of the commonwealth, on, or before, the first day of December next, and one copy, in the office of the clerk of quarter sessions of each county, on, or before, said day; and from thenceforth, the said road shall be, to all intents and purposes, a public highway, and shall be opened to the width of forty feet. Surveyor to make draft of location, &c.  
Copies thereof to be filed.

SECTION 4. That it shall be the duty of the supervisors of the townships, respectively, through which said road may pass, to open said road, to mark, as aforesaid, and keep the same in repair, as all other roads are now opened and repaired. Duty of supervisors.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 444.

## A Supplement

To an act, entitled "An Act revising the charter of the municipal corporation of the city of Reading," passed April twenty-sixth, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Reading is hereby divided into four districts, for the election of commissioners of water, as follows, to wit:

City divided in-  
to four districts,  
for election of  
commissioners  
of water.

that portion of the city, lying east of Sixth street, and south of Penn street, shall compose one district; that portion of the city, lying west of Sixth street, and south of Penn street, shall compose one district; that portion of the city, lying west of Sixth street, and north of Penn street, shall compose one district; and that portion of the city, lying east of Sixth street, and north of Penn street, shall compose one district; which districts shall be numbered one, two, three and four, in the order in which they are herein described; and the commissioners, hereinafter provided for, shall be chosen, one from each of the aforesaid districts, of which they shall be residents, respectively, at the time of their election.

Mode of elec-  
tion, official  
term, &c.

SECTION 2. That within ten days after the passage of this act, the councils of the city of Reading shall meet, in joint convention, and elect four persons, one from each of the aforesaid districts, citizens of the said city, neither of whom shall be a member of the city councils, who shall be styled commissioners of water; each member of councils, at said first election, shall vote for two commissioners, and the four persons, having the highest number of votes, shall be declared elected; one of said commissioners, so elected, being one of the two highest, in the number of votes cast, and one of said commissioners, so elected, being one of the two lowest, in the number of votes cast, shall hold office, for the period of four years, to be computed from the first Wednesday succeeding the city election, held in the year one thousand eight hundred and sixty-five; and the other two, so elected, shall hold office, for the period of two years, to be computed from the first Wednesday succeeding the city election, held in the year one thousand eight hundred and sixty-five; the choice between the two highest and the two lowest, at the first election, for the term of office, held, as aforesaid, shall be determined by lot; and thereafter, every two years, there shall be elected, in joint convention of councils, on the Wednesday succeeding the city election, two commissioners of water, qualified as aforesaid; each member of councils to vote for only one commissioner, who shall not be a member of councils; and the two persons, receiving the highest number of votes, shall be declared duly elected, for the period of four years from the date of their election; and no compensation shall be received by the said commissioners, for their services.

To receive no  
compensation.

Vacancies, how  
to be filled.

SECTION 3. Whenever a vacancy shall occur, in said board of commissioners, by death, resignation, removal from office, or removal from the district, for which he was elected, or otherwise, such vacancy shall be filled by the remaining members of the board of commissioners of water; and the person, so chosen, by them, to fill said vacancy, shall serve for the unexpired term of the commissioner, whose place is vacated, in manner following, to wit: if the office, vacated, has been filled by a commissioner, who, at the time of his election, had the highest, or next to the highest, number of votes, in the joint convention of councils, then, his colleague, in said board, who was elected at the same time with him, by the same vote, or higher, or next highest vote to him, shall fill the vacancy, by nominating, to his colleagues, a person, qualified as aforesaid,

residing in the district vacated ; and if said person shall be approved by his two colleagues, such person shall be declared duly elected, for the unexpired term ; if the office vacated has been filled by a commissioner, who, at the time of his election, was one of those having had the lowest number of votes, in joint convention of councils, then, his colleague, in said board, who was elected at the same time with him, by the same vote, or next vote to him, above or below, shall nominate a person, qualified as aforesaid, to his two colleagues, to fill such vacancy ; and if said person shall be approved by his two colleagues, he shall be declared duly elected, for the unexpired term of said office ; in case two, or more, vacancies should occur, either among those elected by council, in joint convention, or those elected by the board, to fill vacancies, such vacancies shall be filled by the remaining members of the board of commissioners, on the principle, that, when filled, the board shall fairly and equally represent both the majority and minority vote of the joint convention, which originally elected them ; and no member of the board of commissioners shall, at any time, during the term of office for which he has been elected, either by the joint convention of councils, or by the board of commissioners, be subject to removal from office, except by indictment for misdemeanor in office ; and said commissioners shall be duly sworn, or affirmed, on entering upon the duties of their office, to execute the same with fidelity.

Removals, relative to.

Commissioners to be sworn.

SECTION 4. It shall be the duty of the said commissioners, to take charge of the water department, of the city of Reading, and by their sole authority, to employ and dismiss, at pleasure, a superintendent, whose compensation shall be fixed by the select and common councils, in accordance with the provisions of the city charter, and to employ such laborers, mechanics and workmen, as they may deem necessary, for the economical administration of said department ; to purchase such materials as may be requisite, for keeping said water works in good repair, but not for the construction of new works, without the consent and direction of councils ; they shall have charge and control of all extensions of the water, into districts of the city, not now supplied, and of all construction and re-construction of the water works, enlargements, and replacing of pipes, conduits, and enlargements of the present, and excavations of new, reservoirs, conducting new springs, and streams of water, into the reservoirs, and of all and everything appertaining to the good management of the water works, as they now are, or as they may hereafter be, made, by the city councils of Reading ; and to do and perform such other duties, as may be imposed upon them, by councils, relating to the management of said water department, in accordance with the provisions of this act ; and the said commissioners shall, whenever called upon by councils, make and submit to them full estimates of the costs, charges and expenses of any new work, enlargement, extension of water supply, or alterations, which councils may contemplate making, relative to said work ; and said board may, at any time, submit to councils, at a stated meeting, any suggestions and estimates, they may see proper to make, touching the improve-

Their powers and duties.



ment, extension of water supply, or enlargement of said works; but no new work of construction, re-construction, extension of supply of water, or enlargement of said works, shall be undertaken, by said commissioners, without the consent of councils being first had and obtained; and whenever an extension of a supply of water, to portions of the city not now supplied, either from the present reservoirs, or those which may hereafter be constructed, shall be made by the commissioners, by and with the advice and consent of councils, so as aforesaid, the said commissioners shall make out a full statement of the number of feet of main pipes laid, or extended, throughout any of the streets of the city, in which main pipes were not laid, before the said extensions, and shall file the same, in the office of the clerk of the select council; and it shall be the duty of the clerk of the select council, forthwith, on receipt of said statement, to make out a list of all the owners of houses and buildings, on each side of the said streets, through which said water pipes are extended, and to charge said owners, thereof, and each of them, for each and every house, or building, so situated, on said streets, at the rate of fifty cents per foot, of said mains, extending along the front of their respective houses and buildings; and said charge shall be called the frontage water tax, and shall be levied and collected, as city taxes are now levied and collected; and if not paid, within the times limited for the collection of other taxes, liens shall be filed, for the same, in the prothonotary's office, of the court of common pleas of Berks county; and said taxes shall continue a lien, for five years, against the respective land-owners, on which houses and buildings are situated; and it is hereby made the duty of the city police, under the direction of the board of commissioners of water, to see that no parties use the water of the city, without paying for the same, as shall be regulated by councils, in ordinances and resolutions; and whenever the said board of commissioners shall be equally divided, in the determination of any question, which may arise in their board, touching the management of the said works, the casting vote shall be given by the mayor of the city; and the clerk of the select council, of the city, shall be *ex-officio* secretary of said board of commissioners.

Water rates.  
how to be fixed,  
&c.

SECTION 5. The said commissioners shall have the sole power to fix the water rates, and the quantity to be used, and for that purpose, they shall, on the first Monday of March, in each and every year, establish the rates for the current year; which rates shall be submitted, by them, to councils, for their approval, and when approved, such rates shall not be changed, for and during that year; but if not approved, then the subsisting rates shall continue, until modified by the commissioners, with the approval of councils.

Councils may  
enlarge present  
water works, or  
construct new.

SECTION 6. The city councils shall have power to increase, enlarge and re-construct the present water works, and to construct new works, furnish new supplies of water, for the reservoirs, and to do all and everything that may be necessary for keeping the city, at all times, well supplied with good and wholesome water: *Provided*, That in so doing, they shall not

Proviso.



exceed the limits, prescribed in the city charter, to the power of said councils, to increase the debt, or taxes, of said city.

SECTION 7. The said commissioners of water shall, annually, on the second Saturday of January, in each and every year, report to the city councils, a full statement of all the repairs, alterations, re-constructions, new constructions, expenditures, and everything relating to the management and cost, to the city, of maintaining the water works; and the treasurer of the city shall keep his accounts in such a manner as to show, in his monthly report, distinctly and separately, the entire amount of revenue realized, during said month, from the water works of said city.

Commissioners to report to councils, annually.

Dnty of treasurer.

SECTION 8. The city councils of Reading shall pass such rules, regulations and ordinances, from time to time, as may be necessary, for carrying out the provisions of this act: *Provided*, The same shall not be inconsistent with the constitution, or laws, of this commonwealth, or this act; and they may impose fines and penalties, for all violations of the laws, ordinances, rules and regulations, so established, and recoverable as other fines and penalties are now imposed and recovered, under the provisions of the city charter: *Provided*, That no penalty, for any one offence, committed against such laws, ordinances, rules and regulations, shall exceed the sum of thirty dollars.

Councils to pass regulations, &c.

Proviso.

May impose fines, for violations of ordinances, &c.

Proviso.

SECTION 9. The city councils shall provide, by ordinance, for the collection of all the water rates that may accrue, from time to time, to the said city, for the use of the water, fixing the time when such rates shall be paid, and the penalties, for non-payment thereof; and from and after the passage of this act, all water rates, whether furnished by the present mode of supplying the city, or by any extensions which may hereafter be made, shall be charged to the respective owners of the real estate, on which such water is used; and if the same shall not be paid for, in accordance with the provisions of said ordinances, liens shall be filed, in the prothonotary's office of Berks county; said rates shall be collected, in the same manner, and under the same restrictions, as are now provided for, by the charter of the city of Reading, for the collection of city taxes on real estate.

Collection of water rates, relative to.

SECTION 10. That on and after the passage of this act, each and every owner of a house, or houses, or buildings, in the city of Reading, located on a street, along which water mains have been, or may hereafter be, laid, and out of which a supply of water can be had, by the owners thereof, at their pleasure, shall be charged and held liable, whether the water is used by them, or not, respectively, to the city, for the water rates; and said rates shall be a lien on the real estate of the said owners thereof, respectively: *Provided*, That liens shall be filed, for the same, if not paid, within the time prescribed, as liens are now filed, for city taxes on real estate: *And provided further*, That persons, owners of houses, or buildings, not using the said water, shall only be charged at the half-minimum rate of water supply: *And provided further*, That if any owner shall make affidavit, before the commissioners, that he has supplies of water, on his own premises, obtained

Owners of houses liable.

Rates to be liens.

Proviso.

Proviso.

Proviso.

from other sources, and that no water is used, on said premises, belonging to the city of Reading, the commissioners shall exempt said owner from the water rate, and said affidavit shall be renewed, as often as the commissioners may require the same.

Corporation of the Reading water company continued, for the purpose of closing up its affairs, &c.

Limitation.

Construction of certain provisions limiting the amount of money to be borrowed.

Payments heretofore made by councils, for bounty purposes, legalized.

Councils authorized to borrow an additional sum of money.

SECTION 11. The corporation of the Reading water company shall continue, and is hereby extended, for all purposes, necessary to the closing up of its business affairs, the execution of its contracts, heretofore made, the collection of debts due, the payment of liabilities incurred, and for maintaining, or defending, any action, or actions, at law, which may arise out of any of its business transactions, heretofore made, or made in pursuance of this act: *Provided*, That said continuation shall not extend beyond the period of five years, from the date of this act

SECTION 12. That the proviso, in the thirty-seventh section of the act of twenty-sixth April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act revising the charter of the municipal corporation of the city of Reading," limiting the power of the select and common council of said city, in borrowing money, for the use of said city, on the faith of the same, to the sum of three hundred thousand dollars, shall be construed to be exclusive of any and all sums of money, which may have heretofore been, or may hereafter be, borrowed, by said councils, for the purpose of paying bounties to volunteers, drafted men, substitutes, or for any other purpose connected with furnishing men for the military forces of the state, or of the United States, which, by law, they are authorized to do.

SECTION 13. That all moneys, heretofore borrowed by the select and common councils of the city of Reading, for the purpose of paying bounties to volunteers, drafted men, substitutes, or to those furnishing substitutes, and all payments made to the same, by the said councils, be and the same are hereby legalized and made valid.

SECTION 14. That the select and common councils of the city of Reading be and they are hereby authorized and empowered to borrow any sum of money, not exceeding two hundred thousand dollars, in addition to the three hundred thousand dollars, and for the same purposes, which they are now authorized and empowered to borrow, by the second proviso of the thirty-eighth section of the act, passed the twenty-sixth day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act revising the charter of the municipal corporation of the city of Reading," for defraying the expenses and costs of supplying said city with water and gas, either by purchase, or otherwise, as is hereinbefore, in said act, provided for.

ARTHUR G. OLMS TED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 445.

**An Act**

Relating to the paving of streets, in Oil City, in Venango county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Oil City be and they are hereby authorized to require and direct the owner, or owners, of the lots of ground, fronting on any streets, or parts of streets, of said borough, at the discretion of said burgess and council, to pave that part of any street, or streets, that may front the lots, respectively, owned by them, to the centre of such street, or streets, in such manner, and with such materials, as the said burgess and town council may direct; and on the failure of the owners thereof to pave the same, the aforesaid authorities shall cause the same to be done, and collect the cost thereof, with ten per cent. advance thereon, from said owners; all the proceedings to be in accordance with the provisions of the second section of the act of assembly, relating to boroughs, approved the third day of April, Anno Domini one thousand eight hundred and sixty-one, providing for the grading, paving, curbing and guttering the side and foot-walks, in boroughs, by the owners thereof.

*SECTION 2.* That the said burgess and town council shall have the right to levy an additional borough tax, for the purpose of paving any part of said street, or streets, that they may consider to be too expensive, to be paved by the owners of the lots, fronting thereon.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 446.

*An Act*

To incorporate the Reading Passenger Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners

That John Endlich, Henry S. Eckart, Joseph Rambo, B. Frank Boyer, Henry A. Hoff, Jacob Bushong, Tobias Boats, David Neff, Henry Bushong, Adam Schwartz, John S. Aulenbach, Raymond Heizman, Mathias Neagel, Henry Tyson, J. Glancy Jones, S. E. Ancona, Lewis Briner, Jesse G. Hawley, H. H. Muhlenberg, Diller Souther, George A. Nicholls, George Foss, Edward Wallace, Joseph L. Stichla, W. L. De Bowan, Daniel Young, Henry Crouse, Charles Breneiser, William L. Rhoads, William S. Ritter, Jeremiah Hagamaan, Joseph Henry, William Keiper, Allen Bechtel, Frederick Lauer, S. S. Stephens, William H. Clymer, Samuel Nice, Joel B. Wanner, Levi G. Smith, William H. Livengood, Jacob Shumaker, Jacob S. Livengood, Joseph Mishlee, Samuel Bach, James Jameson, Benjamin Tyson, George Smith, J. R. McCurdy, Daniel S. Hunter, James Millholland, Isaac Eckart, John Hoff, Frederick L. Smith, Horatio Trexler, George D. Stitzel, William A. Good, John Gerger, John M'Manus, Henry Felix, Charles H. Hunter, George J. Eckel, Daniel Ermentrout, John S. Richards, Henry Van Reed, William M. Heister, David M'Knight, John S. Pearson, Adam Bard, A. F. Boas, Joel Ritter, Daniel Weitzel, John M'Knight, Abraham Wein, George Leach, Levi B. Smith, Henry Seidel, George W. Goodrich, Jacob Walsberger, Jacob Knabb, David Levan, J. Lawrence Getz, E. S. Fry, Henry R. Hanmali, Marks B. Scull, Isaac R. Fisher, George R. Levan, Asa M. Hart, George W. Buckinan, William M'Ilvain, William Rosenthal, E. H. Rauch, Daniel K. Weidner, A. S. Whitman, John Nehr and Godfrey Graeff, or any five of them, are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name, style and title of the Reading Passenger Railway Company, under the provisions of the first section of the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, which

Title.

Construction of  
railways authorized.

Routes.

said company shall have power to lay out, and construct, passenger railways, in the city of Reading, and townships of Alsace and Muhlenberg, Berks county, according to the following routes: commencing at the foot of Penn street, in said city of Reading; thence eastward, over the same, to the Reading and Perkiomen turnpike; thence south-eastward, over the same, by and over any street, or road, now, or hereafter to be laid out, from said turnpike to the Mineral springs, in said



Alsace township; also, from a point at the foot of Fifth street, in said city; thence northward, along the same, to the city line; thence over the Reading and Pottsville turnpike, to a point, in said Muhlenberg township, about one half mile beyond the Charles Evans cemetery; thence by and over the township road, eastward, to the intersection of said road with North Sixth street; thence southward, by and over said Sixth street, to the point where it intersects Canal street, in said city of Reading; thence westward, by and over said Canal street, one square, to the place of beginning; with the right to extend a lateral branch, or branches, to the East Pennsylvania and Reading railroad depots, from any point in the last described route, north of the sand-stone railroad bridge, across said Sixth street; and the said company shall have the right to lay single, or double tracks, over and along all the streets and roads, hereinbefore mentioned, as they may determine; and may use any portion of either, or all, of said routes, without being compelled to complete the whole of either, or all of them: *Provided*, The said company shall, within one year, begin, and within five years, complete, any portion, or portions, of the routes, above set forth.

When portions of road to be commenced and completed.

SECTION 2. That pursuant to the fourth section of said act of February nineteenth, eighteen hundred and forty-nine, the stockholders shall choose a president and six directors, a majority of whom shall constitute a quorum, who shall have the sole right of conducting the affairs of said company, constructing said railways, conveying passengers thereon, and of leasing the same, if they so elect: *Provided*, That for any distance, between the termini of said railways, within the corporate limits of said city of Reading, the charge for each passenger shall not exceed five cents.

Officers.

Their powers.

Charge for passengers.

SECTION 3. That the capital stock of said company shall consist of four thousand shares, of twenty-five dollars each: *Provided*, That said company may, from time to time, by a vote of the stockholders, at a meeting, convened for that purpose, increase their capital stock as much, as in their opinion, may be necessary, to complete said railways, and to carry out the true intent and meaning of this act.

Capital stock.

SECTION 4. That dividends of so much of the profits of said company, as shall appear advisable to the directors, shall be declared in the months of January and July, of each and every year, and be paid at the office of said company, so that the capital stock shall never be impaired thereby; and if said directors shall make any dividend, impairing the capital stock of said company, the directors consenting thereto shall be liable, in their individual capacities, to said company, for the amount so divided; and each director present, when such dividend shall be declared, shall be considered as consenting thereto, unless he, or they, enter protest upon the minutes of said board, and give public notice of the same.

Dividends relative to.

SECTION 5. That said company shall have power to raise, on bonds, any sum, not exceeding their capital stock, for the purpose of carrying out the true intent and meaning of this act: *Provided*, That no bond shall be issued, for a less sum than one hundred dollars.

May issue bonds

Proviso.

Damages, how to be assessed and paid

SECTION 6. That whenever any damages may be sustained, by reason of this company taking possession of lands, or other property, other than as hereinbefore described, except so far as the usufruct of the before-named streets, pike and road, necessary to the full and perfect enjoyment of the purposes of this act designed; and said damages shall be assessed and paid, in the manner and according to the provisions of the eleventh section of the act of the nineteenth of February, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto: *And provided further*, That

Consent of councils required, before using streets.

before said company shall use and occupy the said streets, the consent of the councils of the city of Reading shall be first obtained; and said consent shall be taken, and deemed to have been given, if said councils shall not, within thirty days after the passage of this act, by ordinance, duly passed, signify their disapproval thereof; and said councils may, from

Councils to establish regulations for paving, grading, &c.

time to time, by ordinance, establish such regulations, in regard to said railway, as may be required, for paving, repairing, grading, culverting and laying of gas and water pipes, in and along said streets, and to prevent obstructions thereon; and no freight, or burden trains, or locomotives, shall be permitted to pass over the same.

Prohibition.

Company to conform to established grades, and pay to the city six per cent. on dividends.

SECTION 7. That said company, in constructing said road, shall conform to the grades, now established, or hereafter to be, by law, established, of the several streets, traversed by said railways; and the said company shall annually pay into the treasury of the city of Reading, for the use of said city, whenever the dividends shall exceed six per centum per annum, on the capital stock, the sum of six per centum, on the said dividends, thus declared.

Railways subject to use by other companies.

SECTION 8. That said railways shall be subject to the use of any part, or parts, thereof, by any other passenger railway company, hereafter to be incorporated, for the purpose of completing a route, or making a circuit, upon such terms and conditions, as may be agreed upon by such other company and the said Reading Passenger Railway Company; and in case the said companies cannot agree, then upon such terms, as may be prescribed by the councils of the city of Reading.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 447.

## An Act

For the re-payment of money borrowed, for the payment of volunteers,  
in the counties of Cumberland and York.

WHEREAS, Many of the townships, or districts, of the counties of Cumberland and York, have become indebted, by the borrowing of money, to enable them to procure volunteers, under the different calls of the President of the United States, for which borrowed money, various citizens have bound themselves, for the benefit of the township, ward, borough, or district :

*And whereas*, The borrowing of such money has been done at the request of, or by resolutions passed at meetings of, the citizens of the districts, respectively, with an understanding the same should be re-paid, out of funds to be obtained, either by tax, or private contributions ; and which sums still remain unpaid ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the constituted authorities, provided for, in the general bounty act, and its supplements, are hereby authorized to levy and collect, in each of their districts, such an amount as will re-pay, with interest and costs, the amount of money, thus borrowed and unpaid, at the time of the passage of this act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 448.

## An Act

To increase the compensation of the commissioners and auditors of the county of Mifflin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of January, Anno Domini one thousand eight hundred and sixty-five, the county commissioners and county auditors, of the county of Mifflin, shall receive, out of the funds, in the treasury of said county, two dollars and fifty cents, per day, for each day actually and necessarily employed in discharging the duties of their respective offices; and that all laws, inconsistent herewith, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 449.

## A Further Supplement

To an act relating to the removal of the tracks of the Pennsylvania Railroad Company, from a portion of Liberty street, in the city of Pittsburg, approved April fifth, one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the powers and provisions of the act of the general assembly, of the commonwealth of Pennsylvania, entitled "An Act relating to the removal of the tracks of the Pennsylvania Railroad Company, from a portion of Liberty street, in the city of Pittsburg," approved April fifth, Anno Domini one thou-



sand eight hundred and sixty, be and they are hereby revived and extended, until the first day of April, Anno Domini one thousand eight hundred and sixty-six.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 450.

## An Act

Extending the act, approved February third, one thousand eight hundred and sixty-five, relating to the fees of aldermen, in the city of Philadelphia, to the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the act approved February third, Anno Domini one thousand eight hundred and sixty-five, relating to the fees of aldermen, in the city of Philadelphia, be and is hereby extended, and made applicable, to the aldermen and justices of the peace of Allegheny county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 451.

**An Act**

To protect sheep and tax dogs, in the county of Potter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions contained in an act, entitled "An Act to protect sheep and tax dogs, in the county of Montour," approved on the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, be and the same are hereby extended to the county of Potter.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 452.

**An Act**

To incorporate the Harrisburg Skating Club.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That Doctor George Bailey, Henry M'Cormick, John H. Brant, J. R. Eby, David M'Cormick and John A. Bigler, their successors, and all persons who now are, or hereafter may be, associated with them, be and they are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the Harrisburg Skating Club, and by that name, shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all the courts of record, in this commonwealth, and elsewhere ;
Title.	
Privileges.	and may have and use a common seal, and the same, at their pleasure, to alter, or renew ; and shall have power to purchase, lease, have, hold and enjoy, to them and their successors, and all
Seal.	
Real estate.	

who shall be associated with them, land, or lands, not exceeding, however, in the aggregate, fifty acres; which said land, or part of said land, shall be improved and prepared, with all the necessary improvements and conveniences, for a skating pond; said company shall ordain and establish such by-laws and regulations as shall appear necessary and convenient, for the government of said corporation, not being contrary to the constitution, or laws, of this commonwealth; and generally to do all and singular, the matters and things, lawfully appertaining to the well being of said corporation, and the due management of the affairs thereof.

SECTION 2. That the capital stock of the said company shall consist of one thousand shares, of five dollars each.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 453.

## A Further Supplement

To an act to incorporate the Eclectic Medical College of Pennsylvania, approved the twenty-fifth day of February, one thousand eight hundred and fifty, and a supplement to an act, approved February twenty-sixth, one thousand eight hundred and sixty, entitled "An Act to incorporate the American College of Medicine."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate title of the said, the American College of Medicine, in Pennsylvania, and the Eclectic Medical College of Philadelphia, be and the same is hereby changed; and the said corporation shall hereafter be known by the name, style and title of the Philadelphia University of Medicine and Surgery.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 454.

## An Act

To authorize the school directors of German township, Fayette county, to apply the surplus of any fund, raised in said township, for bounty purposes, to the support of common schools, in said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That if there be remaining, in the hands of the school directors of German township, any sum of money, collected, by taxation, for bounty purposes, which cannot be made available for said purpose, it shall be lawful for the said school directors to apply said money to the use of the common schools of said township, of Fayette county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 455.

## An Act

To increase the compensation of the county commissioners of Greene county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, the compensation of the county commissioners of Greene county shall be three-



dollars each, per diem, for every day necessarily employed, in the discharge of their official duties.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 456.

## An Act

Relating to the Jefferson Assistance Society of Germantown.

WHEREAS, The Jefferson Assistance Association of Germantown was incorporated February ninth, one thousand eight hundred and thirty-five, under an act, entitled "An Act to confer on certain associations of the citizens of this commonwealth the powers and immunities of corporations, or bodies politic, in law," approved sixth April, one thousand seven hundred and ninety-one :

*And whereas*, The said law gives no power to sell real estate, and the association has become possessed of property ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Jefferson Assistance Association, of Germantown, are hereby created a body politic and corporate, in law, to have perpetual succession, and to be able to sue and be sued, plead and be impleaded, in all courts of record, in this state, or elsewhere ; and to purchase, receive, have, hold and enjoy, them and their successors, all lands, tenements, goods, chattels of whatever kind, or nature, real, personal, or mixed, and the same, from time to time, to sell, grant, demise, alien, or dispose of ; also, to make and have a common seal, and the same to break, alter and renew, at their pleasure ; and, also, to ordain, establish and put in execution such by-laws, ordinances and regulations, as to them shall appear necessary and convenient, for the government of the said corporation, not being contrary to the laws and constitution of the United States, or of this state ; and to do all and singular the matters and things, which they, being so incorporated, may lawfully do : *Provided*, That the clear value, or yearly income, of the messuages, houses, lands, tenements, rents, annuities, or other

## LAWS OF PENNSYLVANIA,

hereditaments and real estate, of the said corporation, and the interest of money lent, shall not exceed three thousand dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 457.

## An Act

To annex the real estate of Benjamin Herr, in Hampton township, Allegheny county, to M'Candless township, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the real estate of Benjamin Herr, in the township of Hampton, Allegheny county, is hereby annexed to the township of M'Candless, in said county, for school purposes; and the occupants of said real estate shall have the privilege of sending their children to the public schools of M'Candless township, as though they were residents of said township; and all taxes levied, or assessed, upon the said real estate, for school purposes, shall be paid over to the treasurer, or collector, of the school board, of the township of M'Candless.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 458.

## Supplement

To an act appointing commissioners to lay out and open a state road, in the counties of M'Kean, Elk, Forest and Clarion, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act of assembly, entitled "An Act appointing commissioners to lay out and open a state road, in the counties of M'Kean, Elk, Forest and Clarion," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, shall be and remain in force, for a period of five years, from and after the first day of May, Anno Domini one thousand eight hundred and sixty-six: *Provided,* That this supplement shall not apply to the county of Clarion; and from and after the said first day of May, Anno Domini one thousand eight hundred and sixty-five, the duties and powers of the commissioners, named in said act, shall cease, so far as the county of Clarion is concerned.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 459.

## An Act

Exempting the property of the Howard Sunday School Association from taxation.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property of the Howard Sunday School Association, on Shippen street, below Fourth street, in the city of Phila-

delphia, shall be exempted from the payment of all taxes, except state tax.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 460.

## An Act

To repeal so much of an act, passed April thirteenth, one thousand eight hundred and sixty-four, as relates to the disbursement of tolls, by the superintendent of the Cumberland road, in Fayette county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act of assembly, passed the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-four, as directed the superintendent of the Cumberland road, lying in Fayette county, to appropriate, annually, at least fifty per cent. of the tolls, collected within said county, towards the liquidation of debts, then due by said road, be and the same is hereby repealed: *Provided however,* That persons holding *bona fide* certificates of indebtedness against said road, for repairs done to the same, in Fayette, or Somerset counties, be allowed to receive the amount of their tolls, for the use of said road, from time to time, as payments on said certificates.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 461.

## An Act

To incorporate the Oil City Park Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That P. H. Tiernan, Thomas B. Porteus, George Cornwall, Robert Chisholm, A. D. Barbour, William M. Abrams, their associates, successors and assigns, be and the same are hereby created a body politic and corporate, by the name, style and title of the Oil City Park Association, and by that name, shall sue and be sued, and shall generally possess the powers and privileges of a corporation. Corporators. Title.

SECTION 2. That the capital stock of said company shall be fifty thousand dollars, to be divided into shares of fifty dollars each. Capital stock.

SECTION 3. That the stockholders of said company shall have the right, at their first, or any subsequent, meeting, to establish such by-laws, for the government of the company, and for the regulation of the grounds and buildings, as they may deem expedient: *Provided*, That the same be not inconsistent with the provisions of this act, or the constitution of the United States, or of the state of Pennsylvania, or the laws thereof. By-laws. Proviso.

SECTION 4. That at all meetings, or elections, held by said company, each stockholder shall be entitled to one vote, for each share of stock held by him, and that the members shall, from time to time, determine the number of directors and officers, and shall clothe them with such powers, not inconsistent with the provisions of this act, as they shall deem expedient. Votes. Directors and officers.

SECTION 5. That the objects of said company shall be, to provide, keep and maintain, in the vicinity of Oil City, in Venango county, grounds and other real and personal estate, of a net yearly value, not exceeding ten thousand dollars, suitable for gymnastic and other exercises, and amusements and purposes, and for agricultural, floral, or mechanical exhibitions; but nothing, herein contained, shall be so construed, as to permit anything, that is unlawful, to be done on the premises: *Provided*, That said company shall hold lands, in the vicinity of Oil City, not exceeding one hundred acres. Objects. Limitation.

SECTION 6. That so much of the profits of said company, shall be deemed expedient by the directors, shall, from time to time, be divided among the stockholders, or their legal representatives; but no dividend shall be declared, which will impair the capital of the company. Dividends.

SECTION 7. That the president and directors shall be elected by ballot, by the members of said company, at such time and place as shall be agreed upon by a majority of the corporators, named in the first section of this act, after giving at Election of president and directors.

least one week's notice thereof, in at least one newspaper, published in Oil City; and the president and directors, who shall be elected at that time, shall hold their offices until the first Monday of December next, or until their successors shall have been chosen; and on the said first Monday in December next, and on the same day, in every year thereafter, there shall be an election for president and directors of the company, who shall continue in office one year, or until their successors shall have been chosen; said election to be held at such place as the by-laws shall determine, or the president and directors agree upon.

Annual and  
special meet-  
ings, relative  
to.

SECTION 8. That an annual meeting of the members shall be held on the first Monday of December, of each year, notice of which shall be sent, by the secretary, to each member; but special meetings of the members may be called by the board of directors, at any time, and may likewise be called by the president, at the request, in writing, of ten members; one week's notice of such meeting shall be previously published, in at least one newspaper, in Oil City, by the secretary.

Membership.

SECTION 9. That every original subscriber shall be a member, but no transfer of stock shall confer the right of membership upon the transferee, or entitle him to vote at any meeting, or election, of said company, except such transfer shall be approved by the directors, in such manner as the by-laws shall provide.

Reservation.

SECTION 10. That the legislature reserves the right to alter, or revoke, this charter, whenever its continuance shall become injurious to the interests of the public; in such manner, however, as no injustice shall be done to the stockholders.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 462.

## An Act

Relative to hunting deer with dogs, in Wilmot township, Bradford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter, it shall not be lawful for any person, or persons, to hunt, chase, run, or follow, with any dog, or dogs, any buck, doe, or fawn, with design to kill, or destroy, any such buck, doe, or fawn, within the township of Wilmot, in the county of Bradford; and if any person, or persons, shall violate the provisions of this act, he, or they, so offending, shall be liable to pay the sum of twenty dollars, for each and every such offence, to be sued for and collected, before any justice of the peace, in the said county of Bradford, as debts, of like amount, are by law recoverable; one-half part thereof to be for the use of the person suing for the same, and the other half shall be for the use of the common schools of said township of Wilmot: *Provided*, Said suit shall be prosecuted, within six months after commission of said offence.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 463.

## An Act

To permit the treasurer of Allegheny county to be re-elected.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sixth section of the act of April twelfth, one thousand eight hundred and forty-five, and the several supplements thereto, permitting the treasurer of Philadelphia, Berks and Erie counties, to serve four years, in any time of six years, be and the same is hereby extended to Allegheny county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 464.

## A Supplement

To the act, entitled "An Act to establish a school among the Cornplanter Indians, in Warren county."

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the annual appropriation, provided for by the first section of an act, approved the eighteenth day of April, Anno Domini one thousand eight hundred and fifty-six, and entitled "An Act to establish a school among the Cornplanter Indians, in Warren county," be and the same is hereby extended, for the period of ten years, the same to be paid and disbursed, in accordance with the provisions of the act to which this is a supplement.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 465.

## An Act

Relating to fees of certain officers, in the county of Erie.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That, hereafter, the county commissioners and county auditors of said county shall each receive the sum of three dollars per day, for their services, while attending to their official duty, in addition to the mileage now, by law, allowed said officers.

Compensation  
of commission-  
ers and audi-  
tors.

Directors of the  
poor.

**SECTION 2.** That, hereafter, the compensation of the directors of the poor of said county shall be fifty dollars per annum, together with any extra compensation, now allowed to them, while engaged in superintending the erection of buildings ;



and they shall have power to make such extra allowance, to such one of their number, who may attend to the local duties of their offices, in the city of Erie and vicinity, as to them shall seem reasonable; and shall have the right to rent an office, in the city of Erie, for the transaction of such local duties, and for the occupancy of their clerk and treasurer.

SECTION 3. That the assessors, auditors, road commissioners, judges, inspectors and clerks of elections, of the several wards, boroughs and townships of said county, shall each receive two dollars per day, while attending to their official duties; and the assessors shall be entitled to two dollars per day, for all service rendered, since the first of November last.

Assessors, and certain township and borough officers.

SECTION 4. The provisions of this act shall continue in full force and effect, for the term of two years and no longer.

Limitation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 466.

## An Act

Relating to the bridges on the West Branch and Susquehanna canal, and provide for the safety and repair of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever the West Branch and Susquehanna Canal Company shall refuse, or neglect, to keep up, or sufficiently amend, or repair, any private, or farm, bridge, crossing the canal of the said company, in either of the counties through which the said canal passes, it shall and may be lawful for the owner, or owners, of the farm, or property, upon which such private, or farm, bridge is, or may be, located, his, or their, agent, or attorney, to apply, by petition, to the court of common pleas of the proper county, setting forth the facts, in relation to the situation and condition of such bridge; and, thereupon, it shall be the duty of the said court of common pleas, of the county in which the bridge is located, to appoint three discreet and disinterested citizens of the said county, to meet, at a time, to be fixed by the said court, to view and ex-

In case of neglect of canal company to repair bridges, property owners may petition court for the appointment of viewers.

Duties of viewers.

Upon confirmation of their report, judgment to be entered thereon, &c.

Viewers may, upon the request of petitioners, inquire into the practicability of constructing pivot bridges, and make report in reference thereto.

amine the said bridge, and assess and ascertain what amount of damages has been, or may be, sustained, by such petitioner, or petitioners, by reason of such failure, or neglect, upon the part of the said canal company, to keep such bridge and embankment, or roads connected therewith, in proper condition, order and repair; and the said viewers, or any two of them, having been first duly sworn, or affirmed, shall proceed to perform the duties of their appointment, and ascertain and assess the damages, as aforesaid, and make a true report, to the said court, at the next term thereof; and if the report be confirmed by the said court, judgment shall be entered thereon; and all costs, and viewers' fees, be taxed and paid, as directed in cases of assessment of damages, done by railroad companies, by the provisions of the act of the nineteenth day of February, one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies;" and executions, for the collection of such judgment and costs, shall be issued; and all notices, and other proceedings, in cases under this act, shall be in accordance with, and regulated by, said act of the nineteenth of February, one thousand eight hundred and forty-nine, so far as applicable thereto.

SECTION 2. That it shall also be the duty of the said viewers, appointed as aforesaid, upon the request, in writing, of the said petitioner, or petitioners, or his, or their, attorney, if they, or a majority of those present, at the view, shall be satisfied that the said canal company have not kept the bridge, or embankments and roads, as aforesaid, in good order and repair, to examine and inquire into the practicability of the construction of a swinging, or pivot, bridge, in the place and stead of the bridge so suffered, or permitted, to be out of repair; and if the said viewers, or a majority of them, shall report, that the construction of a swinging, or pivot, bridge would be practicable, at such point, and would answer all the purposes of a farm, or private, bridge, upon the farm, or property, of the petitioner, or petitioners, in lieu, or stead, of the bridge, formerly erected, it shall be the duty of the said canal company, immediately, upon the confirmation of the report of the said viewers, as aforesaid, by the said court, to construct, erect, maintain and keep up, in good and sufficient order and repair, at their own cost, such substantial and sufficient pivot, or swinging, bridge, as may be so reported, by the said viewers, as aforesaid, and as may be necessary and proper, for the safe and convenient crossing of the said canal, upon the said premises of the petitioner, or petitioners, at all times and seasons of the year.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 467.

*An Act*

To authorize the election of four supervisors of roads, in Franklin township, Washington county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That at the spring election, next ensuing, after the passage of this act, and each succeeding one, thereafter, the qualified electors of Franklin township, Washington county, shall elect four supervisors of roads, in said township, instead of two, as heretofore.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 468.

*An Act*

To authorize the election of six supervisors, in Amwell township, Washington county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the ensuing spring election, and each succeeding one, thereafter, the qualified electors of Amwell township, Washington county, shall elect six supervisors of roads, one for each school district, in said township; each of said supervisors shall be a resident of the school district, for which he is elected, and if required, by any voter, shall make oath, be-

fore the election board, that he is a *bona fide* resident of the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 469.

## An Act

Authorizing the county commissioners of Lebanon county to add a per centum on taxes, due by delinquent tax-payers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Lebanon county be and they are hereby authorized to add five per centum, as penalty, on all county taxes, remaining unpaid on the first day of August, one thousand eight hundred and sixty-five, and each year, thereafter and ten per centum, on all county bounty taxes, remaining unpaid on the first day of January, one thousand eight hundred and sixty-six, instead of the first day of February, as is now required by law, and each year, thereafter; which addition shall be charged, in the duplicates, against each delinquent tax payer, in arrears, on and after said day.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 470.

## A Supplement

To an act to change the venue, in a certain case, from Clinton to Centre county, approved the second day of February, Anno Domini one thousand eight hundred and sixty five.

WHEREAS, It is provided, in and by the said act, that the indictment against William Gaines be removed to the court of oyer and terminer, in and for the county of Centre, for trial by jury, or juries, of said county, at the next January term, or any subsequent term of said court :

And whereas, At the time of the passage of said act, it was intended that the trial of the said William Gaines should take place at the term of the said court of oyer and terminer of said county of Centre, next succeeding the passage of said act, or at any subsequent term thereafter ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trial of the said indictment, against the said William Gaines, shall take place, in the said court of oyer and terminer, of Centre county, in accordance with the provisions of the act, to which this is a supplement, at the April term of said court, in the year one thousand eight hundred and sixty-five, or at any subsequent term thereafter ; and it shall be the duty of the sheriff of Clinton county to remove the said William Gaines, for trial, as aforesaid, to the jail of Centre county, within a reasonable time before the term of the court, at which the said trial shall take place ; and in case of his failure to do so, it shall be the duty of the sheriff of Centre county to remove the said William Gaines, for trial, as provided, in said act ; and at the time of the trial of the said William Gaines, the said court of oyer and terminer, of Centre county, may appoint one, or more, counsel, to assist the district attorney, in the trial of the said indictment, whose services shall be paid by the said county of Clinton.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 471.

**An Act**

To repeal an act, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act authorizing and requiring the supervisors of Jackson township, Lebanon county, to assess a tax, sufficient to macadamize a certain road in said township."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the act of assembly, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act authorizing and requiring the supervisors of Jackson township, Lebanon county, to assess a tax, to macadamize a certain road in said township," be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 472.

**A Supplement**

To an act to require the Lehigh Valley Railroad Company to station a watchman, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Penalty for neglect to comply with certain provisions.

That for each and every day the said, the Lehigh Valley Railroad Company shall omit to comply with the provisions of the first and second sections of the act of assembly, entitled "An Act to require the Lehigh Valley Railroad Company to station a watchman, et cetera," approved the twenty-first day of May, one thousand eight hundred and sixty-four, the said company

shall incur a penalty of five dollars, to be recovered, as debts of like sum are recoverable ; one-half thereof to the use of the party suing for the same, the other half to the use of the county of Lehigh.

SECTION 2. That the said Lehigh Valley Railroad Company shall, also, be required to station watchmen on the line of their said railroad, where the same crosses Front and Hamilton streets, in the borough of Allentown; and for neglect of stationing such watchmen, from and after the passage of this act, the said Lehigh Valley Railroad Company shall be subject to the penalty prescribed by the first section of this act.

Required to station watchmen, at a certain point.

Penalty.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 473.

## An Act

To establish the Farmers' Ferry, over the Ohio river, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William M'Kee, James J. Bennett, John Graff, David Ritchie, James A. Sholes, Hugh M. Scott and Martin Clever, or any three of them, their heirs and assigns, shall have the exclusive right to maintain a public steam ferry, over the Ohio river, from Locust street, in the borough of Manchester, in the county of Allegheny, to a point at, or near, Cook's run, in the township of Chartiers, county aforesaid, and the exclusive right and privilege to use said street, wharf, or landing, secured by them ; and for that purpose, may purchase, or lease, from individuals, or borough councils, the necessary landings ; and in case they cannot agree with the owners, then to designate the location, and the court of common pleas, on petition of either party, shall appoint three viewers, to estimate the damages, to which the owner, or owners thereof, may be entitled ; and all persons are hereafter prohibited from landing a ferry in the borough of Manchester, and within three hundred yards above, or below, the location, selected by

Ferry authorized.

Location.

Privileges.

Damages, relative to.

Prohibition.

Penalty.

the parties, above mentioned, under a penalty of not less than fifty dollars per day; which fine shall be collected, in like manner as fines and penalties are now, by law, collected, one-half to the prosecutor and one-half to the county.

Ferry to be kept  
in good order,  
&c.

SECTION 2. That the persons, named in the first section, their heirs and assigns, shall keep the said ferry in good order and repair, for the transportation and passage of teams and travelers, of all description, and to keep a sufficient number of boats, to avoid all unnecessary delays; and the above named persons, their heirs and assigns, for keeping and maintaining said landings and ferries, as aforesaid, shall receive compensation therefor, at the following rates, to wit: foot-passengers, not exceeding five cents; for each horse, mule and rider, not exceeding ten cents; for each horse, mule and buggy, not exceeding fifteen cents; for each two horses, mules and buggy, or carriage, not exceeding twenty cents; for each one horse, or mule and wagon, not exceeding fifteen cents; for each two horses, or mules and wagon, not exceeding twenty-five cents; for every additional horse, or mule, not to exceed five cents; for each head of cattle, not exceeding five cents; for each head of hogs, not exceeding three cents; for each head of sheep, not exceeding two cents, with authority to compound with individuals, families and firms, by the month, or year, at such lesser rates as may be agreed upon.

Rates of  
charges.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 474.

## An Act

To authorize the supervisors of Hickory township, Mercer county, to levy and collect a special tax, to lay out and open a certain public road, in said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the township of Hickory, in the county of Mercer, are hereby authorized and empowered to levy and collect, upon the last assessed valuation of said township, a



sufficient sum of money to lay out and open and complete a public road, in accordance with the road laws of Pennsylvania, from the southern line of the borough of Sharon, to some point on the state line, on the public road west of Thomas Clark's mill.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 475.

## An Act

To extend an act to amend the fee bill, as to justices of the peace, in the counties of Erie and Crawford, to the counties of Fayette and Greene.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to amend the fee bill, as to justices of the peace, in the counties of Erie and Crawford," approved the eighteenth day of March, one thousand eight hundred and sixty-three, be and the same are hereby extended to the counties of Fayette and Greene.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 476.

## A Supplement

To the charter of the Continental Hotel Company, to enable the managers to pay off the mortgage bonds of the company, and pay dividends to the stockholders thereof.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
issue preferred  
stock.

That for the purpose of enabling the Continental Hotel Company to pay, or adjust, the mortgage debt of said company, now bearing interest, at the rate of eight per cent. per annum, the board of managers of said company are authorized to create, issue and dispose of shares of preferred capital stock of said company, to an amount not exceeding five thousand six hundred shares, of one hundred dollars each.

Holders of com-  
mon stock may  
exchange the  
same for pre-  
ferred stock,  
upon certain  
terms.

**SECTION 2.** That such of the present holders of the common stock of said company, (the par value of which is five hundred dollars per share,) as shall, between the passage of this act, and the first day of October, one thousand eight hundred and sixty-five, take and pay for, at par, three shares of the preferred stock, hereby authorized, for each and every share of the common stock, held by them, shall have the right and privilege, at the same time, upon surrendering, to the company, their certificates of common stock, and taking their said proportion of preferred stock, to receive a certificate of five shares of the preferred stock, for each and every share of such common stock, so surrendered.

Neglect of  
stockholders to  
take their re-  
spective quotas  
of preferred  
stock, &c., rela-  
tive to.

**SECTION 3.** That if any of the holders of the common stock of the company shall not, before the first day of October, Anno Domini one thousand eight hundred and sixty-five, avail themselves of the privilege of taking their respective quotas of said preferred stock, in accordance with the provisions of the second section of this act, then the said privilege shall cease, as to the stockholders, so neglecting; and the board of managers of said company shall have the power, to be exercised whenever, thereafter, in their discretion, expedient, to dispose of said preferred stock, to such parties as may desire the same, at and for the best price that can be obtained for the same, at public, or private, sale, for account of the said corporation.

Dividends.

**SECTION 4.** That in all dividends, hereafter to be declared, in any one year, in which the profits shall not exceed six per cent., on both kinds of capital stock, the said preferred stock, so to be issued, shall have a preference, over the common stock, to the extent of six per cent. per annum, thereon; that is to say, if the net yearly profits will not suffice to pay a dividend of six per cent. per annum, on both kinds of stock, there shall be first declared, to the holders of the preferred stock, such a dividend, not exceeding six per cent., as the said profits will

allow ; and if any residue be left, of said profits, for such year, then the common stock shall, thereafter, receive such dividends as such residue of the profits will allow, not exceeding six per cent ; but if it shall happen that in any one, or more, year, or years, more than six per cent., on both kinds of said stock, can be declared, then both kinds shall receive, in such year, or years, dividends to the same amount : *Provided*, That notice of the provisions of this act shall be given, by publication, in at least two daily newspapers, published in the city of Philadelphia, within thirty days after the passage thereof. Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 477.

## A Further Supplement

To an act to incorporate the Pennsylvania Company, for insurance on lives, and granting annuities, and other purposes, passed the tenth day of March, one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital stock, property and assets of the Pennsylvania Company, for insurance on lives, and granting annuities, are and shall be absolutely liable, for the faithful application of the proceeds of such sale, or sales, as have been heretofore, or may be hereafter, made, by the said corporation, as executor, administrator, trustee, assignee, guardian, committee, or receiver ; and no other security shall be, in any case, required therefor.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 478.

## A Further Supplement

To an act, entitled "An Act to authorize the erection of a poor house, by Jenkins township, borough of Pittston and township of Pittston, in the county of Luzerne," approved May eighth, Anno Domini one thousand eight hundred and fifty-seven.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the indebtedness of Pittston township, for the support of the poor, previous to the eighth day of May, Anno Domini one thousand eight hundred and fifty-seven, shall be paid by the directors of the poor, of Jenkins township, Pittston borough and Pittston township; and in any suits, or judgments, against said Pittston township, for the support of the poor, the court shall, on motion, amend the record, and substitute the directors of the poor of Jenkins township, Pittston borough and Pittston township, as defendants, in such suits, or judgments.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 479.

## An Act

To incorporate the Enterprise Railroad Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas Baumgardner, John B. Douty, John W. Hubley, Henry Baumgardner, David M. Lebkichler, Benjamin F. Shenk and William H. Douty, or any three of them, be and are hereby Commissioners.



appointed commissioners to open books, receive subscriptions, and organize a company, by the name and style of the Enterprise Railroad Company, with all the powers, and sub- Name.  
ject to all the provisions and restrictions, prescribed by an act, Subject to.  
entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine.

SECTION 2. That the capital stock of said company shall Capital stock.  
be three hundred thousand dollars, with the power and privilege to increase the same to five hundred thousand dollars; which said capital stock shall be divided into shares of twenty-five dollars each.

SECTION 3. That the number of directors of the Enterprise Directors.  
railroad shall be composed of five *bona fide* stockholders, one of whom shall be elected president, by a majority of said directors; and when one thousand shares are subscribed, the Letters patent.  
governor shall issue letters patent to said company.

SECTION 4. That said company shall have the right to build Privileges.  
and construct a railroad, from the lands of the Fulton Coal Company, in the county of Northumberland, eastward, to intersect the Locust Gap, or the Mahanoy and Broad Mountain, railroad, or any other railroad running east, not to exceed, in length, four and one-half miles; and westward, from the lands of said Fulton Coal Company, to intersect the Carbon Run railroad, not to exceed, in length, four and one-half miles; the said railroad not to exceed nine miles in length, with the power and privilege to build and construct lateral branches, to any of the collieries, within one and a half miles from the main road.

SECTION 5. That said company shall have the power and May cross other  
privilege to cross any other railroad, at grade. roads, at grade.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 480.

## An Act

To increase the pay of county auditors and commissioners, in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the per diem allowance of the county auditors, of the county of Crawford, be three dollars, to be paid as is now provided by law; and that the county commissioners shall each be allowed one hundred dollars, per annum, in addition to the compensation now allowed them by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

No. 481.

## An Act

To legalize the assessment of a tax, levied by the school directors of Walker township, Juniata county, for the payment of money, advanced for the purpose of paying a bounty to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the tax, levied by the school directors of Walker township, Juniata county, on the eleventh day of June, Anno Domini one thousand eight hundred and sixty-four, for the purpose of re-paying money, subscribed and paid by the citizens of said township of Walker, for the purpose of paying a bounty to volunteers, to fill the quota of said township, under the call of the President for five hundred thousand men, be and the same is hereby legalized, made valid and binding upon said

township, as if full and legal authority had existed for the making of the same, when it was made.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 482.

## A Supplement

To an act relative to taxing dogs, in certain townships, in the counties of Chester and York, approved the eighth day of April, Anno Domini one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditors of the township of East Nottingham, in the county of Chester, be and they are hereby authorized and required to levy, and cause to be collected, annually, from every person, or persons, owning one, or more, dogs, within said township, any sum, not exceeding five dollars, for each and every dog, so owned, in the same manner, and for the same uses and purposes, as is provided by the act, entitled "An Act laying a tax on dogs, in the borough of West Chester, and certain townships, in the county of Chester, and for other purposes," approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty-six.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 483.

**An Act**

To establish a ferry over the Allegheny river, at Horse creek, in the county of Venango.

Ferry authorized.	<p>SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same</i> That A. J. Wheeler and F. C. Ramsdell, their heirs and assigns, shall have the right and privilege, at their own expense, to make good, sufficient and convenient landings and roads, to the nearest public highway to said landings, on the east and west sides of the Allegheny river, at, or near, the mouth of Horse creek, in the township of Cranberry, thence to the township of Cornplanter, in Venango county, and to use said property for a public ferry: <i>Provided</i>, That should any private property be injured, by making said landings, or roads, the said Wheeler and Ramsdell, their heirs and assigns, shall pay all such damages, to be assessed in the same manner as damages for the opening of private roads are assessed; but the said Wheeler and Ramsdell, or their assigns, are to have the right to enter upon the lands, and make such landings and roads as are necessary, immediately.</p>
Location.	
Damages, relative to.	
Ferry to be kept in good order, &c.	<p>SECTION 2. That the said A. J. Wheeler and F. C. Ramsdell, their heirs and assigns, shall keep the said ferry, roads and landings, in good order and repair, fit for the transportation of travelers, teams and carriages, of all descriptions, and keep good and sufficient boats, and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams, carriages, and so forth, across said river, with reasonable diligence and care.</p>
Rates of tolls.	<p>SECTION 3. That the said Wheeler and Ramsdell, their heirs and assigns, as a remuneration for keeping up, and in good repair, the said landings, ferry and roads, shall receive, for carrying persons, teams, carriages, and so forth, across said river, tolls, not exceeding the following rates: for each foot person, five cents; each person and horse, fifteen cents; for each one horse carriage, or wagon, twenty cents; for each two horses and wagon, twenty-five cents; for each two horses and spring carriage, thirty cents; for each four horses and wagon, forty cents; and for each additional horse, five cents; for each horse, without rider, five cents; for each yoke of oxen, fifteen cents; for each head of horned, or neat cattle, led, or driven, three cents; for each head of sheep, or swine, two cents; and for all things, not enumerated in this list, the amount received by other ferries, of like character, crossing said river; and to have the right to extend a rope, or wire, across the river, if they shall deem it necessary, or advisable,</p>
May extend rope, or wire, across the river.	



to facilitate crossing : *Provided*, That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said river. Proviso.

SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall, each of them, forfeit and pay, to the said Wheeler and Ramsdell, their heirs and assigns, the sum of thirty dollars, in addition to all damages sustained by the owner, or owners, of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution, or relief from any law of this commonwealth, exempting property from levy and sale, for debts. Penalty for injuries to boats, &c.

SECTION 5. That all persons, except the said A. J. Wheeler and F. C. Ramsdell, their heirs and assigns, are hereby prohibited from using said Allegheny river, for the purpose of a ferry, within the distance of one-half mile of said established ferry ; and any person, or persons, violating the provisions of this section of this act, shall forfeit and pay, to the said Wheeler and Ramsdell, their heirs and assigns, the sum of fifty cents, for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the above mentioned bounds, to be recovered, as the penalties in the fourth section of this act are recovered. Prohibition.

SECTION 6. That whenever the said Wheeler and Ramsdell, their heirs, or assigns, shall neglect, or refuse, to comply with the provisions and requirements of this act, for the period of thirty days, when ferriage, over said river, is practicable, they shall relinquish, forfeit and lose all the rights and privileges secured and acquired by this act ; otherwise, it shall be and remain in full force, for the period of five years. Forfeiture of privileges.  
Limitation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 484.

## An Act

To authorize the path-masters of Harbor Creek township, Erie county, to construct side-walks, for foot passengers, along the streets and roads, in said township, and to legalize the original survey of the village of Wesleyville.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Path-masters  
authorized to  
construct side-  
walks.

That from and after the passage of this act, the path-masters of the township of Harbor Creek, Erie county, shall have power and authority to construct, maintain and keep in repair, on both sides of any public street, or road, in his district, a side-walk, for foot passengers, not to exceed six feet in width, out of the taxes assessed for road purposes.

Prohibition.

*SECTION 2.* That it shall be unlawful for any person, or persons, to lead, ride, or drive, any animal, or animals, vehicle, or vehicles, on, or along, any such side-walk, so constructed, or upon any side-walk, heretofore, or hereafter, constructed, by any citizen of said township, in front, or along, his premises, or in any other manner injure, or destroy, said side-walks; and against every person, or persons, so offending, any citizen of the district, in which said offence is committed, may bring an action, in the name of the township, before any justice of the peace of said county; and upon conviction thereof, the offender shall be fined, in a sum of not less than five, nor more than ten, dollars, and costs, for each offence; which fine shall, by said justice, be paid to the path-master of that district, which shall be, by him, or his successor in office, expended for the construction, or repair, of the side-walks, in his district; and in default of the immediate payment of said fine, by said offender, or offenders, together with the costs of prosecution, the justice, before whom the hearing is had, shall commit such offender, or offenders, to the county jail, of said Erie county, for a term of not less than twenty, nor more than thirty, days: *Provided*, That in any action, so brought, as aforesaid, in the name of the township, the prosecutor may be a competent witness.

Penalty.

Proviso.

Original plot of  
the village le-  
galized.

*SECTION 3.* That the plot of the village of Wesleyville, in said township of Harbor Creek, as recorded in the recorder's office, of said Erie county, is hereby legalized and rendered firm, binding and effectual, in law; and that the streets of said village are hereby made and declared to be public highways, of the width and extent designated in said plot.

*SECTION 4.* That any citizen of said township may plant shade, or ornamental, trees, or set posts, along the outer margin of any side-walk, now constructed, or hereafter to be con-

structed, in said township; and that any citizen, or citizens, of said village of Wesleyville, may plant shade, or ornamental, trees, upon the public square, in said village; and for the protection of said square, may erect posts, with railing, around any, or all, portions of said square.

Trees may be planted, and posts set along side-walks, and upon the public square.

SECTION 5. That it shall be unlawful for any person, or persons, to hitch, or tie, any animal, or animals, to any shade, or other tree, now planted, or set out and growing, or that may be, hereafter, planted, or set out, upon the margin of any side-walk, now in said township, or hereafter constructed, as aforesaid, or upon the public square, of said village of Wesleyville; or to cut, hack, injure, or destroy, any such tree, or trees, post, or posts, so planted, or set, as aforesaid; and any person, or persons, so offending, may be prosecuted and punished, as provided in the second section of this act: *Provided*, That of the fine, so imposed, for the injury, or destruction, of any such tree, or post, the path-master of such district shall cause to be expended, so much as may be necessary to re-place, or renew, such injured, or destroyed, tree, or post; and the overplus thereof, if any, shall be applied, as provided in section second of this act.

Penalty for destroying, or injuring, trees, &c

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 485.

## An Act

To extend to Delaware county the provisions of an act, approved the tenth day of February, Anno Domini one thousand eight hundred and sixty-five, providing for the re-payment of moneys, advanced by citizens of Chester county, to pay borough and township bounties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of an act, entitled "An Act to provide for the re-payment of moneys, advanced by citizens of Chester county, to pay borough and township bounties, under the requisition of the President of the United States," dated July

eighteenth, one thousand eight hundred and sixty-four, beyond the amount of their original subscriptions, approved the tenth day of February, Anno Domini one thousand eight hundred and sixty-five, be and the same are hereby extended to the county of Delaware.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 486.

## An Act

To enable the Erie and Pittsburg Railroad Company to create and issue a preferred stock, and dispose of the same, and to extend the time for completing said road to the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of purchasing the necessary rolling stock, making necessary improvements on the road, and for the payment of the unfunded debt, the board of directors of the Erie and Pittsburg Railroad Company are hereby authorized to issue a preferred stock, to an amount not exceeding five hundred thousand dollars, on which the holder shall be entitled to receive, at all events, such interest, or dividends, not exceeding eight per cent. per annum, as the board of directors of said company shall fix and determine, at the time of issuing of said stock, with the right to the holders thereof to vote at all elections, and receive a share of all dividends, over the special rate, fixed to said stock, equally with the common stock of said company; and the said board of directors may sell said preferred stock, to such person, or persons, and for such a price, and on such terms, as they shall deem best.

SECTION 2. That the said Erie and Pittsburg Railroad Company may extend their road, from the junction of the same, with the Cleveland and Erie railroad, in Girard township, to the city of Erie, at any time during the term of the contract, or running arrangement, now existing between the said railroad, or

Authorized to  
issue preferred  
stock, &c.

Extension of  
time for com-  
pleting road.



company, and the said Cleveland and Erie Railroad Company, or either of the companies, representing said last named road.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 487.

## A Supplement

To an act to incorporate the Frankford and Philadelphia Passenger Railway Company of the city of Philadelphia, approved April tenth, Anno Domini one thousand eight hundred and sixty-two, authorizing an extension of the route, increase of capital, and agreements to be made with other companies.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the said Frankford and Philadelphia Passenger Railway Company be and they are hereby authorized and empowered to extend and continue their railway, with single, or double, track, upon such portions of the hereinafter described route, and lateral roads and turn-outs, as said company shall deem proper, beginning at, or near, the terminus of said railway, on the Frankford road; thence extending along Lehigh avenue to Sepviva street; thence southwardly, along Sepviva street to Vienna street; thence along Vienna street and the Frankford road, to Thompson street; thence along Thompson street to Front street; thence along Front street (and make a connection with the Union Passenger railway: *Provided*, That no connection be made, south of Master street, without their consent thereto;) thence north, along Front street to Coral street, and along Coral street to the place of beginning; along Huntingdon street, from Sepviva street to Coral street, and along Amber street, from Huntingdon street to Lehigh avenue; also, to continue their railway from Harrison street to Cedar Hill cemetery; thence along Bridge to Bridesburg; thence returning along Bridge street to Tacony road; thence along Tacony road to the Frankford road, and along Orthodox street to Frankford street, and to make a connection with the depot, or station, of the Philadelphia and Trenton Railroad Company,

Extension of  
road authorized

May connect  
with the Phila-  
delphia and  
Trenton rail-  
road depot.



as far as shall be necessary, along the said Frankford and Bristol turnpike road, or any other street, or streets, that said company shall deem necessary and convenient, in order to connect the road, thus purchased, leased, or merged, with the said passenger railway; anything in this act, or the act to which this is a supplement, to the contrary thereto notwithstanding: *Provided*, That steam shall not be used on any part of the aforesaid route, as a motive power, and no connection shall be made with any other road, other than for passenger purposes: *Provided*, That the said Frankford and Philadelphia Passenger Railway Company shall charge the same rate of fare to persons, for riding in their cars, from Frankford to Master street, and from Master street to Frankford, as from Frankford to Lehigh avenue, and from Lehigh avenue to Frankford: *And provided further*, That if the said Frankford and Philadelphia Passenger Railway Company shall sell exchange, or commutation, tickets, with the Union Passenger Railway Company, they shall make the same arrangements with the Second and Third Street Passenger Railway Company, and *vice versa*: *And provided further*, That if the railway of the said Frankford and Philadelphia Passenger Railway Company shall, at any time, be leased, or let, to any person, or persons, or to any railway, or other company, or companies, the parties to such lease shall be bound by this act.

Prohibition.

Rates of fare, relative to.

Parties leasing railway to be bound by this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 488.

## An Act

To provide for the erection of a poor house, in the county of Clarion.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That in addition to the duties now imposed by existing laws, on the county commissioners of Clarion county, they shall exercise and perform all the duties of directors of the poor of the said county; and the said commissioners shall, as soon as conveniently may be, after the passage of this act, select and

County commissioners to act as directors of the poor.



Their powers  
and duties.

Authorized to  
increase taxes.

Estimates of  
expenses to be  
made annually.

Collection of  
tax.

Accounts of re-  
ceipts and ex-  
penditures, ac-  
companied by  
certain state-  
ments, to be  
submitted to  
auditors.

Court to ap-  
point visitors.

Notice to be  
given, when  
buildings com-  
pleted.

Duty of over-  
seers.

purchase such real estate, as they shall deem proper and necessary, for the support and employment of the poor of the said county, and take conveyance of the same, in the name and for the use of the said county; and the said commissioners shall proceed to build such buildings, as may become necessary, for the reception and employment of such persons, as may be a public charge on the townships of the said county, and increase and enlarge said buildings and accommodations, as the same may become necessary; and the said commissioners shall, in November, in the year one thousand eight hundred and sixty-five, make out an estimate of the probable expense of purchasing the land, and improving, enlarging, or erecting, buildings thereon; and the said commissioners are hereby authorized to increase the county taxes, by one-third of the sum necessary, for the purpose aforesaid, and a like increase of one-third, in each succeeding year, until the said expenses are fully paid and discharged; and the said commissioners are hereby authorized to procure, upon loan, if they deem it expedient, such sum of money as may be sufficient to pay the aforesaid expenses.

SECTION 2. That it shall be the duty of the said commissioners, in December, in each and every year, to make out an estimate of the probable expenses of the poor and poor house, for one year; and it shall be their duty to assess, and cause to be collected, as county tax, the amount of the said estimate, and to pay said expenses, by orders drawn on the county treasurer; and the said commissioners shall, on the first Monday in January, in each year, submit to the county auditors of said county, for settlement, a statement of the account of receipts and expenditures, for the said poor house, subject to the same penalties, rules and regulations, as are imposed by existing laws, on the county commissioners and county auditors; which said statement shall be accompanied by a list of the number, ages and sexes of persons, maintained and employed in said poor house, or supported, or assisted, by them, elsewhere, and of the children bound out, with the name of their masters, or mistresses, and their trade, occupation, or calling, and shall, when thereto required, submit their book accounts and vouchers to the examination of the grand inquest of the said county, and to such persons as may, from time to time, be appointed for the purpose, by the court of quarter sessions; which appointment of visitors, not exceeding three in number, the said court is hereby required to make, at least once in each year.

SECTION 3. That as soon as the said buildings shall be erected, and all necessary accommodations provided, for the reception of the poor, notice shall be given in all the newspapers published in said county; and the overseers of the poor are hereby required to bring the poor of their respective districts to the said poor house, forthwith, unless when sickness may prevent, in which case, the commissioners may allow the said poor persons to be supported elsewhere, until they can safely be brought to the poor house; when the poor of any district has been delivered into the care of the said commis-



sioners, all remaining funds, in the hands of the overseers, shall be applied to the repairing of the public highways.

SECTION 4. That the said county commissioners shall, from time to time, receive, provide for and employ such poor and indigent persons, whose last place of legal settlement is in said county, and who are accompanied by an order of relief from two justices of the peace, and also afford such temporary assistance, when needed, to persons, not so settled, until they can be removed to their proper place of settlement; and the said commissioners shall have power to make such by-laws, rules and regulations, as they may deem necessary, for the management of the said poor house; such rules not to infringe, or violate, the laws of this state.

Reception of poor, &c., relative to.

Commissioners may make regulations, &c.

SECTION 5. That one, or more, of said commissioners, shall visit the said poor house, at least once in each month, and examine all the apartments, and see that the poor are comfortably provided for, hear their complaints, and cause their grievances to be redressed.

To visit poor house, examine apartments, &c., once every month.

SECTION 6. That the said commissioners shall have power to employ, and at pleasure remove, a steward, a matron and physician, and all other attendants, mechanics, or laborers, that may be necessary, and bind out apprentices; and the said commissioners shall possess and enjoy all such other powers, now vested in overseers of the poor, as are not herein specially mentioned.

To employ steward, matron, &c.

Powers of overseers conferred.

SECTION 7. That so much of the laws, relating to the poor, as are by this act altered, or supplied, be and are hereby repealed, so far as the same relates to Clarion county.

Repeal.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 489.

## An Act

To provide for the registry of canal boats, navigating the canal of the Erie canal company ; for the filing of liens against canal boats, for work and materials, and purchase money ; to give the foremen and lock-keepers, on said canal, the powers of police constables ; and to enable said company to increase the tolls on said canal.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Owners of boats required to have the same registered.

That from and after the passage of this act, the owner, or owners, of every boat, navigating the canal of the Erie canal company, between Lake Erie and the Ohio river, shall cause the same to be registered, at the collector's offices, at Erie, West Greenville, or New Brighton, in a book, or books, to be kept for that purpose, at said offices ; which registry shall set forth the name of said boat, the name, or names, of the owner, or owners thereof, and his, her, or their, place, or places of residence ; all of which facts shall be furnished to said collector, in writing, signed by said owner, or owners, and verified by affidavit ; and said registry shall be legal evidence of the ownership of said boat, as therein set forth, as against the person, or persons, so claiming the ownership thereof, until changed ; and when a boat is registered, at either of said collector's offices, it shall be the duty of the collector, forthwith, to make out, and send to each of the other offices, herein named, a copy of said registry, which copy shall be entered, by the collector to whom it is sent, in the registry book in his office ; and any change in the name, or owner, or owners, of said boat, shall be forthwith reported, by the owner, or purchaser thereof, to the nearest of said offices, and, by the collector thereat, noted upon his registry book, and notice of said change of name, or owner, be by him, forthwith, sent to the collectors, at the other of said offices, to be by them, in like manner, noted upon their respective registers ; and any owner, or owners, who shall neglect, or refuse, to take the necessary steps to procure the registry of his, her, or their boat, or any change of name, or ownership thereof, shall forfeit and pay the sum of ten dollars, for each and every week he shall so neglect, or refuse ; to be sued for and recovered, as debts, of like amount, are by law recovered ; and no boat, not registered, as aforesaid, shall be allowed to navigate said canal, nor while any penalty, recovered against the owner thereof, as aforesaid, shall remain unpaid ; and said penalties, when collected, shall be paid over to the school directors of the district in which suit is brought, or penalty paid, without suit

Penalty for neglect, or refusal, to procure registry.

*SECTION 2.* The collector, at any office at which said boat is registered by original, or by copy sent, as aforesaid, shall

give a copy of said registry to any person, or persons, demanding the same, duly certified, under the hand of said collector; and the copy of any registry, made as aforesaid, verified by the affidavit of the collector giving the same, as to the truth of the facts therein set forth, shall be evidence of said facts, in any court in this commonwealth; but the person, or persons, demanding such certified, or verified copy, or copies, shall furnish, or pay for, the necessary and legal revenue stamps therefor.

Collectors to furnish copies thereof.

SECTION 3. That it shall be lawful for any person, or persons, who may have done work, or furnished materials, in the construction, or repair, of any canal boat, or to whom any purchase money is due, for any canal boat, to file a copy of his claim, setting forth, particularly, the items and character of said claim, and the amount thereof, with the name of the boat, and of the owner, or reputed owner thereof, verified by the affidavit of the claimant, in the office of the collector at Erie, West Greenville, or New Brighton; which claim, so filed, as aforesaid, shall be a lien upon said boat, from the time of said filing, until the same is legally paid and satisfied, and said claim shall be entered in full, by said collector, in a book, to be kept for that purpose; and the collector, with whom said claim is filed, shall forthwith send a copy of said claim to the collectors of the other offices, herein named, who shall forthwith enter the same, in like manner, in a book, to be kept for that purpose; which books, so kept, in said several offices, shall be subject to the inspection of any person, or persons, interested in any lien entered therein.

Claims for work, materials, or purchase money, may be filed in office of collector, as liens against boats.

SECTION 4. That from and after the passage of this act, the foremen and lock-keepers, in the employment of said canal company, shall have the powers, rights, privileges and immunities of police constables, so far as regards offences against the rules and regulations of said company, or the laws of this commonwealth, touching the government and management of said canal, or against the person of said foreman and lock-keepers; and they shall have power to arrest, and take forthwith before a magistrate, any person, or persons, violating any law of this commonwealth, or regulation of said company, concerning the management of said canal, or committing any violence on any of said officers, to be dealt with according to law.

Powers of police constables conferred upon foremen and lock-keepers.

SECTION 5. That it shall be lawful for said canal company to charge and collect such tolls, as they may deem expedient, not exceeding fifty cents, per ton, on coal and iron ore: *Provided*, That said company shall and do, within one year, construct a lock and pumping engines, at the summit, in Crawford county, for the purpose of pumping water, from Conneaut lake, into said canal, to supply the same with sufficient water, during the dry season: *And provided further*, That said increase of tolls shall continue for two years, and no longer.

Increase of tolls authorized.

Proviso.

Limitation.

SECTION 6. All acts and parts of acts, inconsistent with this act, are hereby repealed: *And provided further*, That if the said company shall fail to complete their improvements, at the summit, and furnish an abundant supply of water, on the quicksand level, by the first day of August next, they shall cease

Repeal.

Restriction as to increase of tolls.

Proviso.

to collect any additional tolls, from that time, until they shall have completed the improvement, and do furnish a full supply of water, on the summit level: *And provided further*, That in the event of a total failure to make the said improvement, they shall refund, to the boatmen, who have paid it, all additional tolls they may have collected from them, under this act; and that it shall not be lawful for said company to collect any tolls, either on boats, or freights, from parties who have paid additional tolls, until all excess, over present tolls, that has been paid by them, has been refunded: *And provided further*, That the increase of tolls, allowed by this act, shall apply to coal and iron ore only.

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 490.

## An Act

Appointing commissioners to lay out and open a state road, in the counties of Cameron and Potter.

Commissioners.

Route.

Drafts to be filed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Van Name and David Chapman, of Lumber township, Cameron county, and George Barclay, of Wharton township, Potter county, be and they are hereby appointed commissioners, for the purpose of laying out, opening and constructing a state road, commencing at, or near, the mouth of Hunt's run, in Lumber township, Cameron county; thence to the first fork of the Sinnemahoning creek, at, or near, the mouth of Baily's run, in Wharton township, Potter county; said commissioners to have authority to employ a competent engineer and assistants, to assist in locating said road.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record, in the court of quarter sessions of the counties of Cameron and Pot-



ter; and when so filed, said draft, and the record thereof, shall be legal evidence, in all things relating to the same; and said road, from thence, is hereby declared to be a public road, in the same manner as other roads, laid out and opened, in pursuance to the road laws of said county of Cameron; and that when said drafts are so, as aforesaid, filed, said commissioners shall make out a statement of the expenses, incurred in surveying and locating the said road, which shall be verified, by the affidavit of one, or more, of said commissioners, that the same is correct, to the best of his, or their, knowledge and belief, and present the same to the commissioners of the county of Cameron, who are hereby authorized and required to pay the same, by drawing their orders therefor, on the county treasurer, payable out of any county rates and levies that there may be therein.

Commissioners to make statement of expenses.

How to be paid.

SECTION 3. That one-half of the whole amount of the road tax, levied upon the unseated lands, lying in the said townships of Lumber and Wharton, shall be paid to said road commissioners, for the purpose of constructing said road, and carrying out the provisions and intention of this act, during the year one thousand eight hundred and sixty-four, and yearly, thereafter, until said road is completed; and in case the taxes, aforesaid, shall be deemed insufficient, to lay out, open and make said road, said commissioners may levy and assess a tax, on the unseated assessed property, in said townships, for the year one thousand eight hundred and sixty-five, and yearly, thereafter, until said road is completed, not exceeding five mills on the dollar, in any one year, according to the valuation for county rates and levies; which tax shall be assessed and collected, in the same manner as the supervisors, or road commissioners, in said counties, are authorized to levy and collect unseated taxes, by law.

One half of road tax upon unseated land to be paid to commissioners.

If insufficient, additional tax may be levied.

Collection.

SECTION 4. That at any time after the drafts, mentioned in the second section of this act, shall have been filed, as required by said section, it shall be lawful for said commissioners to change the location of said road, at any point along the line thereof, that they may deem desirable, where the same shall have not been worked and completed: *Provided*, That no change, or alteration, of said road, so made, shall be deemed legal, or valid, until a draft of the same is made and filed, in the same manner that the original drafts are required to be made and filed, in the said second section of this act.

Location of road may be changed

Proviso.

SECTION 5. That within one month after the drafts, mentioned in the second and fourth sections of this act, shall have been filed, the said commissioners shall give notice, in writing, to all persons owning, or occupying, improved lands, through, or on, which said road shall be so located, or altered, that the same is located, or altered, through, or on, the improved lands, so owned, or occupied, by them; and the person, so owning, or occupying, such improved lands, shall, within thirty days, or the owner thereof shall be forever barred from claiming any damages, on account of the location, or alteration, of said road, give notice, in writing, to said commissioners, or any one of them, that he claims damages on account of the locating and constructing, or altering, of said road, through the improved

Commissioners to notify owners, or occupiers, of improved lands, of the location of road, &c.

Damages, how to be assessed and paid, &c.

lands, so owned, or occupied, by him ; and if any person, occupying such lands, who is not the owner thereof, shall, upon the receipt of such notice, from said commissioners, fail to claim damages, or notify the owner of such land, within thirty days after he received such notice, then the persons, so occupying such land, shall be liable to the owner thereof, for all damages he may suffer, on account thereof ; and the said commissioners, upon receiving such notice, from any person claiming damages, as aforesaid, shall proceed to view the premises and assess the damages sustained, by the owner thereof, on account of the constructing, or altering, of said road, taking into consideration the benefits arising to such person, and the increased value of the property, on account of the construction, or alteration, of said road, and shall make report of the same, to the court of common pleas of Cameron county ; and any person, owning such land, deeming themselves aggrieved by the report of said commissioners, may apply, by petition, to the court of quarter sessions of Cameron county, at its then next term, and not after, setting forth all the facts, and wherein they deem themselves aggrieved ; and the said court shall, thereupon, appoint three disinterested persons, who, within thirty days after their appointment, shall go upon the premises and assess the damages as aforesaid, and make report of the same to the said court of common pleas ; which said report shall be final and conclusive, as to the amount of the damages, so sustained ; and when said damages, so assessed and reported, shall have been paid by the commissioners of said road, out of the fund raised for the building of said road, the said road commissioners shall have power to proceed, immediately, to open said road ; and said road shall be considered and deemed a legally laid out road ; no exception shall thereafter be filed to the legality of said road.

Opening of  
road, &c , rela-  
tive to.

Quorum of com-  
missioners.

Vacancies.

Report to be  
made.

Appointment of  
commissioners,  
&c.

Their powers.

SECTION 6. That any two of the said commissioners shall be deemed a quorum, and sufficient to do anything authorized to be done by this act ; and in case of the death, resignation, or neglect to perform the duties required, by either of said commissioners, the court of quarter sessions of Cameron county shall appoint a person, or persons, to supply the vacancy, who shall give bond, as required in the eighth section of this act ; and the powers and authority, hereby given to said commissioners, shall continue, until said road is completed, when they shall make out a report, showing the amount of money received and expended by them, under the provisions of this act, with complete descriptions of the road, and the average cost, per rod, of building the same ; which report shall be filed of record, in the court of quarter sessions of Cameron county ; and the said court shall, at its then next term, after the filing of said report, and every three years thereafter, or as much oftener as vacancies may occur, appoint one commissioner, who shall be a resident of Lumber township, aforesaid, and one who shall be a resident of Wharton township, aforesaid, who shall act as commissioners of said road, for the term of three years, from the date of their appointment, or until their successors are duly qualified, with power to take the charge and super-

vision of said road; and to levy, assess and collect, in the same manner, and upon the same property only, as is mentioned and provided for, in the third section of this act, a tax, not exceeding two and one-half mills on the dollar, in any one year, to be used by them, in and about the repairing and keeping up of said road; and said commissioners shall, also, give bond, as required in the eighth section of this act; and shall be liable to indictment, for any neglect of duty, the same as road commissioners and supervisors are now, by law, liable.

SECTION 7. That the commissioners appointed by, or under, the provisions of this act, shall annually settle their accounts with the auditors of the county of Cameron, and shall be allowed the sum of two dollars, per diem, as a full compensation for all services rendered, in discharge of the duties incumbent upon them, as said commissioners, including all expenses incurred by them in discharging said duties.

SECTION 8. That the commissioners appointed by, or under, and by virtue of, the provisions of this act, before entering upon the duties of their office, shall give a bond, with at least one sufficient surety, conditioned for the faithful application of all moneys received by them, and for the faithful discharge of the duties of their office; which bond shall be approved by the court of quarter sessions of the county of Cameron, or by one of the judges thereof, and be noted upon the docket, and filed among the records of said court; which said bond shall be in the name of the commonwealth; and in case of any breach, or forfeiture thereof, the county commissioners of Cameron county shall cause the same to be prosecuted, in the name of the Lumber and Wharton state road, by an action of debt thereon, in the court of common pleas of the proper county; and the only declaration, needed in such action, shall be a copy of the bond, with an averment that the defendant has committed a breach, or forfeiture of the same, and in what manner; and if the defendant, in such action, does not appear and plead, within thirty days after the return day of the writ, then, the prothonotary of the court, in which such action is brought, shall, without any further authority, enter judgment against him, for the amount of the damages sustained by reason of the breach, or forfeiture thereof.

SECTION 9. That the county commissioners of the said counties of Cameron and Potter are hereby authorized and required to draw their orders upon the proper county treasurer, in favor of the commissioners, named in this act, or their successors, for the taxes hereby appropriated to the construction, repairing and keeping up of said road, at the same time, and in the same manner, as they are now, by law, required to draw in favor of the supervisors, or road commissioners, of the several townships, and to deliver the same to the said commissioners, upon their receipting for the same.

SECTION 10. That it shall be lawful for the commissioners, named in the first section of this act, and their successors, to borrow any sum of money, not exceeding three thousand dollars, and to issue bonds therefor, in sums not less than fifty dollars each, bearing interest at six per centum per annum:



Proviso.

*Provided*, That such sum of money, so borrowed, shall be appropriated to meet the expenses of making said turnpike road.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 491.

## An Act

To incorporate the La Belle Smelting Company of Michigan.

Corporators.

Title.

Privileges.

Capital stock.

By-laws.

Proviso.

Seal.

Certificates of stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Wm. Cunningham, L. Chamberlain Evans, Joseph Robinson, Joseph G. Henszey, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the La Belle Smelting Company of Michigan, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and in its corporate name, of holding lands, sufficient for the purpose of conducting the business of smelting and manufacturing copper, iron, or other ores, in the state of Michigan; and to erect houses, and such other buildings and works, as may properly appertain to said business, and to use, let, lease, or work, the same, and to dispose of their products, as they may deem proper.

SECTION 2. That the capital stock of said company shall consist of one thousand shares, of fifty dollars each, with the privilege of increasing the same, to such an extent, as may be necessary fully to carry out the objects of this incorporation.

SECTION 3. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter, at pleasure; and to issue certificates of stock, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe; and to regulate and direct, in what manner and form their contracts and obligations shall be executed.



SECTION 4. That the corporators, named in this act, shall Directors.  
elect persons, to serve as directors, a majority of whom shall  
constitute a quorum, for the transaction of business; and shall  
hold their offices until their successors shall have been elected,  
in accordance with the by-laws.

SECTION 5. That it shall be lawful for the said company to Offices.  
establish the necessary offices, for the business of the company,  
wherever their business is located, and to have their principal  
office, in the city of Philadelphia; at which place, it shall be  
lawful to hold all meetings, for the transaction of the business  
of the company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini  
one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 492.

## An Act

Relating to the collection of taxes, in Clarion county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*  
That in addition to the duties and powers, now imposed upon  
and granted to the treasurer of Clarion county, by existing  
laws, he shall have power to appoint sub-collectors, to collect  
all outstanding taxes, due and unpaid, on the tenth day of  
September, in each and every year, to issue his warrant and  
schedule to them, and require bond and security for the same,  
when considered by him necessary; and the said treasurer  
and sub-collectors shall have the same powers to enforce pay-  
ment of said taxes, by levy, distress and sale of goods and  
chattels, as is now given by law to constables, performing the  
same duties, and shall be entitled to add to the amount of  
taxes, unpaid on the tenth day of September, in each year,  
ten per centum, which shall be the compensation to the col-  
lector, for collecting the same: *Provided*, The said treasurer  
shall, in all cases of appointment of sub-collectors, be respon-  
sible for the sufficiency of the security required, and shall not

prevent the said treasurer from issuing his warrant and schedule to constables, under existing laws.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 493.

## An Act

To authorize the school directors of Fermanagh township, Juniata county, to levy a tax, to refund money advanced by William Banks and David Beshoar, for the purpose of paying a bounty to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Fermanagh township, Juniata county, be and they are hereby authorized to levy and collect a tax, sufficient in amount, together with the costs of collection thereof, upon all property, taxable for state and county purposes, to pay to William Banks and David Beshoar, the sum of fifteen hundred dollars, money advanced by the said William Banks and David Beshoar, to pay bounties to volunteers, to fill the quota of the said township of Fermanagh, under the call of the President of the United States for five hundred thousand men, over and above the amount then authorized, by law, to be paid to volunteers; said tax to be assessed, levied and collected, in like manner, as other taxes are assessed, levied and collected

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 494.

## Supplement

To an act, entitled "An Act to raise bounties for volunteers," approved twenty-fifth day of March, one thousand eight hundred and sixty four.

WHEREAS, The commissioners of Herrick township, Bradford county, Pennsylvania, have assessed three per cent., on the township valuation, for two years, for bounty purposes, and have collected a portion of the same :

*And whereas,* The act to which this is a supplement allows the assessment of but two per cent. ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the commissioners of Herrick township, Bradford county, be and they are hereby authorized to assess, not to exceed three and-a-half per centum, per annum, for two years, on the valuation of said township, to meet obligations assumed, for bounty purposes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 495.

## An Act

Relating to the pay of supervisors, in Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That the township auditors, in the several townships, in the county of Montgomery, be and they are hereby authorized, in the settlement of the accounts of the supervisors of said townships, to allow the said supervisors a daily pay, not exceeding

two dollars per day, for each day actually employed in performing the duties of the said office.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 496.

## A Supplement

To an act to authorize the borough of Manchester, in the county of Allegheny, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act authorizing the borough of Manchester to borrow money, approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-four, be and it is hereby amended, so as to authorize and require the said borough to pay all state, United States and municipal taxes, that may hereafter be assessed upon the bonds issued under the act to which this is a supplement.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 497.

**An Act**

Relative to the fees of the prothonotary of Bucks county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the prothonotary of the court of common pleas of the county of Bucks shall be entitled to receive, on all sums of money paid into court, a commission of two cents for every dollar, not exceeding three hundred dollars, and one cent for every dollar, above that sum.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**

Speaker of the Senate.

**APPROVED**—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

**A. G. CURTIN.**

No. 498.

**An Act**

To authorize the school directors of Fermanagh township, Juniata county, to levy a tax, for the payment of money advanced by the citizens of said township, to pay bounties to volunteers.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases, where any committee, special committee, School directors authorized to levy tax, for payment of money advanced. individuals, or individual, of Fermanagh township, Juniata county, shall have borrowed, or shall have subscribed and paid, or shall have become personally liable for the payment of money, for the purpose of paying bounties to volunteers, under the call of the President of the United States for five hundred thousand men, who have been mustered into the service of the United States, and credited to the said township of Fermanagh, with the understanding and agreement that a law would be enacted, to levy and collect a tax, for the pay-

ment of all such advancements and liabilities, all subscriptions, paid as aforesaid, and all money borrowed, as aforesaid, shall be good and valid against said township; and it shall be the duty of the school directors of the said township of Fermanagh, to proceed to levy and collect a tax upon all property, taxable for state and county purposes, sufficient, in amount, to pay all such claims, together with the costs of collection thereof: *Provided*, That the said board of school directors may levy a *per capita* tax, of not more than ten dollars, on all persons, who are liable to draft, in said township.

*Per capita tax*  
may be levied.

Collection.

SECTION 2. Said tax shall be assessed, levied and collected, in like manner, as other taxes are collected.

Appointment of  
collector.

SECTION 3. Whenever said tax shall have been assessed, it shall be the duty of the said school directors, to appoint a collector, and issue their warrants and duplicate, for the collecting of said tax, in like manner, as other taxes are collected.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 499.

## An Act

Declaring Elk-horn creek, in the county of Tioga, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Elk-horn creek, from its mouth, in Tioga township, in the county of Tioga, to the land of A. J. M'Kenney, in Farmington township, in said county, is hereby declared a public highway.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 500.

## An Act

To extend the provisions of an act to change the mode of criminal proceedings, in Erie and Union counties, with its several supplements, to the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to change the mode of criminal proceedings, in Erie and Union counties," and its several supplements, be and are hereby extended to the county of Washington.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 501.

## An Act

To increase the fees of certain officers, in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the pay of the county commissioners of the county of Centre shall be three dollars per day, while engaged in the discharge of their official duties; the pay of the county auditors shall be three dollars per day, while engaged in the discharge of their official duties.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 502.

**An Act**

To change the name of Brady township, in Union county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the township of Brady, in the county of Union, shall be known by the name of Gregg township, and it is hereby so named.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 503.

**An Act**

To incorporate the West Chester Market Company.

Corporators.

Name.

Privileges.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Darlington, Edwin James, William Apple, William T. Ingram, Nicholas Mendenhall, Amos H. Darlington, Lewis W. Williams, Samuel G. Harry, Richard B. Taylor, Bently Worth, Lewis W. Shields, William C. Hickman, Charles Fairlamb, Jacob Howell, Franklin Darlington and Llewellyn Meredith, and their associates, and all persons who may hereafter be holders of the stock, hereinafter mentioned, are hereby created a body corporate, by the name of the West Chester Market Company; to have perpetual succession; to sue and be sued; to have a common seal; to purchase and hold such real and personal estate as may be necessary, for the purposes of the corporation, and to sell, mortgage, or lease, the same, as they shall deem expedient.



**SECTION 2.** That the object and purpose of the said corporation shall be to erect and maintain a suitable building, with stalls, in the borough of West Chester, to be appropriated and used as a public market house, for the sale of meats, vegetables, victuals and provisions; and the said building and stalls shall be leased, or disposed of, in such manner, and on such terms and conditions, as shall be determined by the managers. Object.

**SECTION 3.** That the capital stock of said corporation shall be fifty thousand dollars, divided into one thousand shares, of fifty dollars each; certificates of which shall be issued, and the stock transferred, in such manner as the managers shall determine. Capital stock.

**SECTION 4.** That the government and control of said corporation, and its property, shall be vested in a board of seven managers, who shall be elected by ballot, from among the stockholders; they shall choose one of their number president of the board, and shall appoint a secretary, treasurer, and other necessary officers; they shall continue in office until their successors are elected, and fill all vacancies occurring in their body; the persons, named in the first section of this act, shall call a meeting of the stockholders, at such time and place as they shall designate, giving one week's public notice thereof, in at least one newspaper, published in said county, for the purpose of electing managers, to serve until the annual election. Managers, election of, &c.

**SECTION 5.** That annual meetings of the stockholders, for electing managers, and transacting other business, shall be held on the first Saturday of January, public notice thereof being given, as provided in section four; but should such election not be held, the corporation shall not, for that cause, be dissolved, but such meeting and election shall take place as soon thereafter, as may be, notice thereof being given as aforesaid; special meetings of the corporation shall be held, as may be provided by the by-laws; the stockholders, in general meeting, may, if they see proper, enact by-laws for the government of the corporation and its officers, in the election of managers, and in the decision of all questions; in the meetings of stockholders, those present, in person, or by proxy, shall be entitled to one vote, for each share of stock held by them. Annual and special meeting, when to be held.  
By-laws.  
Votes.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

**APPROVED**—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 504.

## An Act

To authorize the school directors of Tyrone township, Fayette county, to levy and collect a tax, to pay M. O. Finstman the amount of money advanced by him, to pay bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Tyrone township, Fayette county, are authorized to levy and collect, upon and from the taxable inhabitants of said township, a tax, sufficient to re-imburse M. O. Finstman the money advanced by him, to pay bounties to volunteers, in the year one thousand eight hundred and sixty-four, with interest, including a capitation tax, not exceeding twenty-five dollars, upon all persons liable to military duty, except wounded, or sick soldiers, and veterans, and such persons whose bounty tax, or property, amount to and exceed the sum of one hundred and fifty dollars: *Provided,* That the taxes, herein authorized, shall be levied and collected, in the manner prescribed by the act, approved March twenty-fifth, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relating to the payment of bounties to volunteers," and the several supplements thereto.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 505.

## An Act

Appointing commissioners to lay out and open a state road, in the counties of Potter and Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That James M. Crawford, Julius Crittenden and Theodore G. Commissioners  
 Glaubenskleer are hereby appointed commissioners, for the purpose of laying out, opening and making a state road, commencing at the mouth of Paddy's run, in the county of Clinton, and terminating on the Potter and Lycoming turnpike, near the Hopper house, in West Branch township, in the county of Potter; said commissioners to have authority to employ a competent engineer, to assist in locating said road: *Provided*, That the powers and authority, hereby given to said commissioners, shall continue for seven years, and no longer.

Route.

Limitation as to powers conferred.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed on record, in the courts of quarter sessions, in the counties of Clinton and Potter, and when so filed, said draft, and the record thereof, shall be legal evidence, in all things relating to the same; and said road, from thence, is hereby declared to be a public road, in the same manner as other roads, laid out and opened by the proper township officers.

Draft to be filed

SECTION 3. That one-half of the regular road tax, levied on the unseated lands, in warrants four thousand six hundred sixty-three, four thousand six hundred seventy-two, four thousand six hundred seventy-three, four thousand six hundred seventy-four, four thousand six hundred seventy-five, four thousand six hundred seventy-six, four thousand six hundred seventy-nine, four thousand six hundred eighty, four thousand six hundred eighty-one, five thousand six hundred twenty-six, in the township of West Branch; four thousand six hundred ninety-two, four thousand six hundred ninety-one, four thousand six hundred ninety, five thousand six hundred twenty-nine, four thousand six hundred eighty-two, four thousand six hundred eighty-three, five thousand six hundred thirty, five thousand six hundred thirty-one, four thousand six hundred eighty-nine, four thousand six hundred eighty-eight, five thousand six hundred thirty-five, five thousand six hundred thirty-four, four thousand seven hundred eight, four thousand seven hundred nine, four thousand seven hundred ten, four thousand seven hundred eleven, four thousand seven hundred nineteen, four thousand seven hundred eighteen, four thousand seven hundred seventeen, four thousand seven hundred sixteen, four thousand seven hundred twenty, four thousand seven hundred twenty-one, four thousand seven hundred twenty-two, four thousand seven hundred twenty-three, in the township of Abbott; four thousand seven hundred thirty-one, four thousand seven hundred thirty, four thousand seven hundred twenty-nine, four thousand seven hundred twenty-eight, five thousand nine hundred twenty-nine, five thousand nine hundred thirty, five thousand nine hundred fifty-six, five thousand eight hundred nineteen, five thousand eight hundred twenty, five thousand nine hundred thirty, five thousand nine hundred forty-eight, five thousand nine hundred thirty-eight, five thousand nine hundred sixty-one, five thousand nine hundred fifty-seven, five thousand nine hundred sixty, five thousand nine hundred fifty-eight, five thousand eight hundred twenty-one, five thousand

One half of road tax levied on unseated lands, in certain warrants, to be paid to commissioners.



eight hundred twenty-two, five thousand one hundred fifty-five, five thousand one hundred fifty-one, five thousand nine hundred sixty-two, five thousand nine hundred forty-three, five thousand nine hundred forty-four, five thousand nine hundred forty-two, five thousand nine hundred forty, in the township of Stewardson, and in the county of Potter; five thousand one hundred fifty-four, five thousand one hundred fifty-two, five thousand one hundred fifty-one, five thousand nine hundred forty-two, one thousand seven hundred ninety-four, five thousand one hundred fifty-three, four thousand four hundred ninety-nine, John Smith's, five thousand nine hundred thirty-nine, three thousand six hundred thirty-nine, three thousand six hundred thirty-one, three thousand six hundred thirty-three, three thousand six hundred thirty-six, three thousand six hundred thirty-eight, three thousand six hundred twenty-six, three thousand six hundred twenty-seven, three thousand six hundred twenty-eight, three thousand six hundred twenty-nine, three thousand six hundred twenty-four, three thousand six hundred twenty-five, one thousand nine hundred seventy-three, three thousand six hundred thirty-two, three thousand six hundred thirty-seven, one thousand nine hundred seventy-five, three thousand six hundred thirty, one thousand nine hundred seventy-four, three thousand six hundred forty, one thousand eighty-five, one thousand eighty-four, one thousand eighty-three, one thousand ninety, one thousand ninety-one, one thousand ninety-two, one thousand ninety-three, three thousand six hundred thirty-four, Kelly's improvement, Thomas Le Roy's son's tract, in the township of Leidy; five thousand nine hundred forty, Jerry Walker's tract, east of three thousand six hundred twenty-five, Emanuel Gamble's tract, Jerry Walker's tract, west of one thousand fifty-one, Hughes Fischer's tract, two tracts of J. F. Cowan, Jerry Walker's six hundred acre tract, four thousand three hundred seven, four thousand three hundred six, one thousand three hundred seven, one thousand three hundred eight, one thousand forty-six, one thousand forty-seven, three thousand eight hundred eighty-six, three thousand eight hundred eighty-seven, three thousand eight hundred eighty-eight, three thousand eight hundred eighty-nine, three thousand eight hundred ninety, H. J. Benjamin's tract, Samuel Welsh's tract, in the township of Chapman, and in the county of Clinton, shall be paid to said commissioners, for the purpose aforesaid, during the year one thousand eight hundred and sixty-five, and yearly, thereafter, for the term of six years; and in case the taxes, aforesaid, shall be deemed insufficient to lay out and make said road, said commissioners may levy and assess a tax on the unseated lands, herein before-mentioned, for the year one thousand eight hundred and sixty-five, and yearly, thereafter, for the period of six years, not exceeding one-half of one per cent., on the assessed valuation; which tax shall be assessed and collected in the same manner as the supervisors, in said counties, are authorized to do by law: *Provided*, That no taxes, in excess of those now allowed by law, shall be levied, by said commissioners, upon warrants, numbers three thousand eight

If insufficient,  
commissioners  
may levy tax  
on unseated  
lands.

Proviso.



hundred and eighty-seven, four thousand three hundred and six, and four thousand three hundred and seven.

SECTION 4. That any two of the said commissioners shall be deemed a quorum, and sufficient to do anything, authorized to be done by this act; and in case of the death, resignation, or neglect, to perform the duties, required by either of said commissioners, the court of quarter sessions of Potter county shall appoint a person, or persons, to supply the vacancy, who shall give a bond, as required in the seventh section of this act.

Quorum.

Vacancies.

SECTION 5. That said commissioners shall annually settle their accounts with the auditors of the county of Potter, and shall be allowed a reasonable compensation, not to exceed two dollars and fifty cents each, per day, for the time they shall be engaged, in laying out, opening and making said road.

Accounts to be settled annually.

Compensation.

SECTION 6. That the commissioners of the county of Clinton are hereby authorized and required to pay, to said commissioners, the sum necessary to defray the expenses of locating said road, out of the county funds, by orders drawn on the county treasurer.

County commissioners to pay expenses of locating road.

SECTION 7. That the said commissioners, before entering upon the duties of their office, shall give a bond, with at least one sufficient surety, conditioned for the faithful application of all moneys, received by them, and for the faithful discharge of the duties of their office; which bond shall be approved by the court of quarter sessions of the county of Potter, or by one of the judges thereof, and be noted upon the docket, and filed among the records of said court.

Commissioners to give bond.

SECTION 8. That the county commissioners, of the said counties of Potter and Clinton, are hereby authorized and required to draw their orders upon the proper county treasurer, in favor of the commissioners, named in this act, or their successors, for the taxes hereby appropriated, to the construction of said road, at the same time, and in the manner, as they are now by law required to draw, in favor of the supervisors of the several townships, and to deliver the same to the said commissioners.

Orders, how to be drawn, &c.

SECTION 9. That said commissioners are hereby authorized to borrow any sum of money, not exceeding six thousand dollars, to be used in the construction of said road, and to issue their bonds therefor, in sums not less than one hundred dollars, at a rate of interest, not exceeding seven per cent.

May borrow money and issue bonds therefor.

SECTION 10. That it shall be lawful for said commissioners, in all cases, where they cannot procure releases of damages, sustained by any person, or persons, owning land, through which said road shall be located, to appraise any damages, which may be sustained by such person, or persons, and make report thereof to the court of quarter sessions of Potter county; which report shall be final and conclusive.

Damages, relative to.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.  
WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 506.

## An Act

To incorporate the National Union Soldiers' and Sailors' Home Association.

Preamble.

WHEREAS, An association has been formed, in the city of Philadelphia, for the purpose of establishing a home, for invalid soldiers and sailors, of the army and navy of the United States, and are desirous of being incorporated, the better to enable them to carry out said purpose; therefore,

Corporators.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That James Pollock, Alexander Henry, Morton M'Michael, J. I. Clark Hare, Richard Newton, D. D., George H. Boker, A. E. Borie, Henry C. Carey, Henry Seybert, Bishop Simpson, Ferdinand J. Dreer, Peter B. Simons, Thomas Brainard, D. D., A. G. Cattell, James L. Claghorn, Daniel Dougherty, James Dunlap, Horace H. Furnace, J. Francis Baurns, M. D., Frederick Graff, Jas. Harrison, Wm. Struthers, Gustavus English, Edwin Greble, Aubrey H. Smith, and such other persons as have been, or may hereafter be, associated with them, for the purposes of said association, are hereby erected into and declared to be a body politic and corporate, by the name, style and title of the National Union Soldiers' and Sailors' Home Association, and by the same style and title, shall have perpetual succession, and may purchase, take and hold, by gift, demise, bargain and sale, devise and bequest, or by any other lawful mode of conveyance, any lands, tenements, goods, chattels and estate, real, personal, or mixed; and the same, or any part thereof, from time to time, may sell, alien, mortgage, or otherwise dispose of; and may have a common seal, which they may alter and renew, at their pleasure: *Provided*, That the clear yearly value, or income, of all the estate and property, of the said corporation, including interest on all moneys, by them lent, shall not exceed the sum of \_\_\_\_\_, exclusive of the real estate, in the actual occupancy of the corporation.

Title.

Privileges.

Seal.

Income.

Officers, election of, &amp;c.

*SECTION 2.* That the officers of the said corporation, hereafter to be elected, shall be a president, ten vice presidents, who shall be chosen from among the governors of the states, and twenty-five managers, who shall choose and appoint a secretary, and also, a treasurer; the said officers shall be elected at an annual meeting, to be held on the fourth Monday in September; and if an election be not held, on that day, the corporation shall not, for that cause, be dissolved, but an election shall be held as soon, thereafter, as possible; and until such new election shall take place, the former officers shall continue and hold over.

SECTION 3. That the duties and rights of the members of the said corporation, the powers and functions of the officers thereof, the mode of supplying vacancies in office, the time of meeting of said corporation, the number which shall constitute a quorum thereof, respectively, at any such meeting, the mode of electing, or admitting, members, the time of their admission, and the causes which justify their expulsion, and the manner of effecting the same, and the mode and manner, in which the property of the said corporation shall be divided and appropriated, in case of a dissolution of said corporation, or winding up of its affairs, shall be regulated by the by-laws and ordinances of said corporation, which they are empowered to make and alter, in the manner which may be therein mentioned: *Provided*, That the said by-laws and ordinances shall not be repugnant to, or inconsistent with, the constitution and laws of the United States, or of this commonwealth.

Duties and rights of members, powers of officers, &c., to be regulated by the by-laws.

*Proviso.*

SECTION 4. That the following officers, elected by the aforesaid association, at its annual meeting, in September, one thousand eight hundred and sixty-four, shall hold their respective offices, under this charter, until the next annual election, in September, one thousand eight hundred and sixty-five; and that any vacancies, occurring therein, before the next annual meeting, may be filled, in the manner provided in their by-laws, to wit: president, ten vice presidents and twenty-five managers.

Present officers to continue until next annual election.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 507.

## An Act

To vest certain real estate in the Hope Hose and Steam Fire Engine Company, number two.

WHEREAS, Margaret Quain and William S. Quain, by a certain indenture, bearing date the third day of April, one thousand eight hundred and fifty-five, recorded in the office for recording deeds, et cetera, for the city and county of Philadelphia, in deed book R D W, number twenty-three, page forty-six, et cetera, granted and conveyed unto the Hope Hose Company, of the city and county of Philadelphia, their suc-

cessors and assigns, a certain messuage, or tenement, and lot, or piece, of ground, situate on the south side of Union street, at the distance of fifty feet six inches, eastward from Delaware Second street, in the city of Philadelphia, containing, in front, or breadth, on said Union street, nineteen feet six inches, and in length, or depth, southward, forty feet :

*And whereas*, The members of the said, the Hope Hose Company, of the city and county of Philadelphia, by virtue of a charter of incorporation, granted by the court of common pleas of the county of Philadelphia, afterwards became a corporation, or body politic, by the name and style of the Hope Hose and Steam Fire Engine Company, number two, since which, the organization of the said first mentioned corporation has been discontinued ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the real estate, above described, shall be and the same is hereby vested in the said, the Hope Hose and Steam Fire Engine Company, number two, their successors and assigns, with all the powers, rights and privileges granted unto them, in and by the charter of incorporation, above mentioned, in the same manner, and with the like effect, as if the said conveyance had been made to the said last named corporation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 508.

## An Act

Relating to bounties, in Durham township, Bucks county.

WHEREAS, The citizens of Durham township, Bucks county, did appoint Anthony Laubach, R. K. Bachman and Henry Stover, citizens of said township, a committee to fill the quota thereof, under the call for volunteers, made by the President of the United States, on the nineteenth day of December, Anno Domini one thousand eight hundred and sixty-four :

*And whereas*, The said committee, in discharging the said duty, have contracted an indebtedness for the said township, three thousand seven hundred and fifty dollars, in excess of



the amount authorized by law, to be incurred for the purpose aforesaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Anthony Laubach, R. K. Bachman and Henry Stover, be and they are hereby authorized and empowered, for the purpose of discharging the indebtedness that has been created by them, for the township of Durham, in the county of Bucks, to levy and assess, upon every citizen of the said township, who may be liable to be drafted, a *per capita* tax, not exceeding twenty-five dollars; and if the money, thus procured, be not sufficient to pay the debt above named, together with the cost of collection, and the necessary additional expenses they may have had, in prosecuting their duties aforesaid, they are further authorized and empowered to levy and assess a tax upon property, in the said township, on the same basis as the school tax is now levied and assessed: *Provided*, That the total amount, so by them levied and assessed, shall not exceed four thousand dollars: *And provided further*, That if, after paying the entire indebtedness, that has been created by them, there shall remain, in the hands of the committee, above named, any excess of money, the said excess shall, by them, be paid into the treasury of the township of Durham, to be appropriated to the use of the common schools of the said township.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 509.

## An Act

To form an independent school district out of parts of Pike and Monroe counties, at the village of Bushkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the territory, within the following described boundaries, and being parts of Middle Smithfield, in Monroe county, and Lehman township, in Pike county: beginning at the south-

Formation of an independent school district authorized.

## Boundaries.

east corner of Charles R. Peters's land, on the Delaware river, in Monroe county, and running in a south-westerly direction, to include the lands of the said Charles R. Peters, William Schoonover, Oliver Smith, Cornelius B. Schoonover and Rodolphus Schoonover; thence, in a north-westerly direction, to include the lands of William Place and William Clark, in Monroe county; thence, in the same direction, in Pike county, to include the lands of Simon Heller and William Clark; thence, in a north-easterly direction, and include the lands of John Heller, Jacob J. Smith, John V. Custard and John Brink; thence, in nearly the same direction, to include the land of Charles Wagoner, Daniel Schoonover, deceased, and William Place; thence, in an easterly direction, along the lands of William Place, to the Delaware river; thence, down the same, to the place of beginning, be and the same is hereby erected into an independent school district, and that the school directors, elected therein, shall have all the power and jurisdiction over said territory, as if the same had been erected out of one county.

Courts of Monroe county to have jurisdiction over the same.

SECTION 2. That the jurisdiction of the several courts of Monroe county shall be extended over the whole of the independent school district, as fully as if it had been erected entirely out of the territory of said county.

Election of school directors

SECTION 3. That on, or after, the passage of this bill, the voters, of the within described territory, shall call a meeting at the house of Charles R. Peters, in the village of Bushkill, by posting up three, or more, notices, at least ten days previous to the time of such meeting, for the purpose of electing school directors, for the said independent school district, who shall hold their office, and exercise the duties thereof, until directors shall be elected, at the annual election for the directors, in other school districts.

May levy tax for erection of school house.

SECTION 4. That the said school directors shall have the power and authority of levying a tax, upon the inhabitants of the said school district, for the purpose of erecting, or for contracting for the erection of, a suitable school house, within the said independent school district, as a majority of the tax-payers shall decide.

Place of holding election.

SECTION 5. That the election for school directors, when held, shall be held at the house of Charles R. Peters, in the village of Bushkill, until the school house is built, and thereafter, at the said school house.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN..

No. 510.

## A Further Supplement

To an act to incorporate the city of Carbondale.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That at the first charter election, for the city of Carbondale, after the passage of this act, the qualified voters of said city shall elect four directors of the poor, one from each ward of said city, one of whom shall serve, as such poor director, for one year, one, to serve for two years, one, to serve for three years, and one, to serve for four years; and annually thereafter, at the charter election for said city, there shall be one director of the poor elected, to serve for four years; and said directors of the poor shall have the same power and authority, as the poor directors now have, under the act, entitled "An Act to authorize the erection of a poor house by the city of Carbondale, in the county of Luzerne;" and so much of the said act, or any supplement to said act, as conflict, or is inconsistent, with this act, is hereby repealed.

Four directors of the poor to be elected.

Their powers.

SECTION 2. That the select councilmen, acting as commissioners for the city of Carbondale, shall have power to appoint a mercantile appraiser, whose power and duty shall be the same, within the said city, as the mercantile appraiser of Luzerne county, in said county; and that the commissioners of said city of Carbondale shall have the same powers and privileges, within said city, as the commissioners of Luzerne county have, within said county.

Select councilmen to appoint a mercantile appraiser.

SECTION 3. That hereafter, the select councilmen of the city of Carbondale shall be elected, one from each ward of said city, by the qualified voters of such ward, and two common councilmen, from each ward, shall be elected, annually, by the qualified voters of such wards; and hereafter, the common council shall receive pay, from the city of Carbondale, as follows: each member of the common council shall receive one dollar, for each meeting of the council he may attend, not exceeding twelve meetings, in any one year.

Election of councilmen.

Pay of common councilmen.

SECTION 4. That the collectors of the county tax of Luzerne county, in the townships of Carbondale, Fell and Greenfield, shall pay three-fourths of said county tax, to the treasurer of the city of Carbondale, for the use of said city, taking therefor the treasurer's receipt, for the amount so paid, which shall be a sufficient voucher, for the amount so paid, for said collectors, upon the settlement of their tax account with the county of Luzerne.

Portion of county tax to be paid to city treasurer.

SECTION 5. That so much of the act, incorporating the city of Carbondale, or any supplements thereto, or any acts, or

Repeal.

## LAWS OF PENNSYLVANIA,

parts of acts, which conflict, or is inconsistent, with this act, is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 511.

## An Act

Relating to bounty taxes, in the township of Jefferson, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the tax, levied by the school directors of Jefferson township, in the county of Mercer, for bounty purposes, in the year one thousand eight hundred and sixty-four, and all proceedings had, relative to the collection of the same, be and the same are hereby legalized and made valid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 512.

**An Act**

To increase the pay of commissioners, auditors, supervisors and assessors, in the counties of Clarion and Jefferson.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the pay of commissioners and auditors, in the counties of Jefferson and Clarion, is hereby increased to the sum of two dollars and fifty cents per diem, while engaged in the discharge of their official duties; and the pay of supervisors of roads, in said counties, shall be two dollars per diem; and the pay of assessors, in said counties, shall be one dollar and fifty cents per diem: *Provided,* The said act shall remain in force for three years, from the first day of January, one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 513.

**An Act**

Legalizing the payment of bounties to volunteers, and the necessary expenses incurred by the board of school directors of Manor township, Lancaster county, under the call of the President, for five hundred thousand men.

**WHEREAS,** The board of school directors of Manor township, Lancaster county, under the call of the President, for five hundred thousand men, did levy a tax of one and four-fifths per cent., for bounty purposes:

*And whereas,* The tax, so levied, was sufficient to pay the bounties to volunteers, under the said call, for the said town-

ship of Manor, and for the payment of the necessary expenses incurred, in filling the quota of the said township; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all moneys paid to volunteer recruits, to fill the quota of Manor township, Lancaster county, by the board of school directors of said township, and that all moneys paid for necessary expenses incurred, in filling said quota, by the said board of school directors, under the call of the President of eighteenth July, Anno Domini one thousand eight hundred and sixty-four, the same are hereby legalized and made valid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 514.

## A Further Supplement

To an act consolidating the wards of the city of Pittsburg, for educational purposes, approved February ninth, one thousand eight hundred and fifty-five, and the supplements thereto.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Central Board of Education, of the city of Pittsburg, shall have power to assess and levy, upon the school district of the said city, a school tax, which shall not exceed, in any one year, six mills on the dollar, within said city, on all objects, persons and property, made, or to be made, taxable, within the same, for state, or county, purposes.

SECTION 2. That all acts and parts of acts, inconsistent herewith, are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

Central board  
of education  
authorized to  
levy school tax.

Repeal.

No. 515.

## An Act

To incorporate the Mount Pleasant Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That H. S. Overholt, Senior, C. S. Overholt, W. J. Hitchman, John Sherrick, Samuel Warden, J. B. Hurst, J. B. Jordan, D. Tinsman, J. D. M'Caleb, D. W. Shryock, C. R. Painter, Joseph Jack, Daniel Shupe, Bales M'Colly, John Hughes, Matthew M'Millen and John Armstrong, Junior, or a majority of them, their associates and assigns, be and they are hereby incorporated and constituted a body politic and corporate, under the name, style and title of the Mount Pleasant Railroad Company, with all the rights and privileges, and subject to all the conditions and restrictions, conferred, or imposed, by an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto.

Corporators.

Title.

Subject to.

SECTION 2. That the said railroad company is hereby authorized to construct a railroad from the borough of Mount Pleasant, in Westmoreland county, to some point on the Pennsylvania railroad, between the west end of the borough of Greensburg, and the borough of Latrobe, in said county.

Construction of railroad authorized.

SECTION 3. That the capital stock of said company shall consist of two hundred thousand dollars, which shall be divided into four thousand shares, of fifty dollars each, with the privilege of increasing the same, by a vote of the stockholders, to any amount, not exceeding five hundred thousand dollars; and it shall be lawful for said company to issue bonds, not exceeding thirty thousand dollars, per mile, for each mile of said road, bearing interest, not exceeding seven per centum per annum, and secure the payment of the same by mortgage upon said road; but no bond shall be issued for a less sum than one hundred dollars: *Provided*, That the said company shall commence the construction of said railroad, within two years, and complete the same, within five years, from the passage of this act.

Capital stock.

May issue bonds.

When road to be commenced and completed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 516.

**An Act**

To attach the farm of Isaac Rahnn, of Frederick township, Montgomery county, to Marlborough school district, for school purposes.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the farm of Isaac Rahnn, on which he now resides, situate in Frederick township, Montgomery county, shall be attached to Marlborough school district, for school purposes, and shall be entitled to all the benefits accruing therefrom, and is hereby made liable for the taxes levied by said district.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 517.

**An Act**

To reduce the width of the Ridge road, in Erie county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the width of the Ridge road, passing through the outlots of the city of Erie, be and the same is hereby reduced, in width, from one hundred feet, to fifty feet, between German and Parade streets, to correspond with the width of said Ridge road, elsewhere.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 518.

## An Act

To incorporate the South Park Gold Mining and Exploring Company of Colorado.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That James G. M'Quaid, James W. Carson, William H. Kinter, Corporators.

Enos Woodward, Robert W. Southmayer and George W. Lechner, and their associates, be and they are created a body politic, by the name, style and title of the South Park Gold Mining Name.

and Exploring Company of Colorado, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and Privileges.

of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving land, in Colorado territory, to exercise all the right and water privileges appertaining thereto, and to obtain gold and other valuable substances, from such lands, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper.

SECTION 2. That it shall be lawful for said company to borrow money, on such terms, and at such rates of interest, as they may deem best, for the purpose of said improvements, and development of said lands, not to exceed one hundred thousand dollars; and they shall have power to issue bonds to that amount, with coupons attached, for the payment of interest thereon, which shall be secured by mortgage of the real and personal estate of said company, or otherwise; but no bond shall issue for a less sum than one hundred dollars. Authorized to borrow money and issue bonds therefor.

SECTION 3. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided,* By-laws.

That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter, at pleasure; and to issue Proviso.

certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe; and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed. Seal. Certificates of stock.

SECTION 4. That the corporators of this act shall elect per-

Election of directors. sons to serve as directors of this company, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices, until their successors shall have been elected, in accordance with the by-laws.

Offices. SECTION 5. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which, it shall be lawful to hold all meetings, for the transaction of the business of the company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 519.

## In Act

To compel the Cumberland Valley Railroad Company to guard against accidents, along their line of road, in the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be the duty of the Cumberland Valley Railroad Company to keep signals and flagmen, stationed on Front street, on Second street, on Third street and on Fourth street, along their line of railroad, in the city of Harrisburg, whose duty it shall be to signal the approach of all trains, upon said road, and, also, give good and timely notice, to all persons, either walking, riding, or driving, towards said railroad, upon the approach of all trains of cars; for each and every violation of this act, the said company shall forfeit and pay, to the city of Harrisburg, a fine of not less than three hundred, nor more than three thousand, dollars, recoverable in the courts of Dauphin county.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 520.

## An Act

Enabling the commissioners and comptroller, of the county of Allegheny, to pay certain local bounties.

WHEREAS, Samuel M. Evans and Luther S. Dickey, of the borough of Tarentum, and county of Allegheny, enlisted in company C, One Hundred and Third regiment, Pennsylvania volunteers, in September, Anno Domini one thousand eight hundred and sixty-one, assigning their credit to the said borough of Tarentum, and having re-enlisted in said company and regiment, as veterans, January first, Anno Domini one thousand eight hundred and sixty-four, again assigning their credit to said borough :

*And whereas*, The mustering-in officer, Lieutenant Barstow, gave certificates to the effect of their having re-enlisted, and their credit assigned to the said borough of Tarentum, Allegheny county, from which said borough they would be entitled to a local bounty :

*And whereas*, Captain A. H. Alexander, of said company C, One Hundred and Third regiment, in making out the muster and descriptive roll for the said Evans and Dickey, by mistake omitted the word Tarentum, and consequently assigned their credit to Allegheny county at large :

*And whereas*, The commissioners and comptroller of said county do not feel authorized to pay local bounty to the said Samuel M. Evans and the said Luther S. Dickey ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the commissioners and comptroller, of the county of Allegheny, are hereby empowered and required to pay, out of the proper funds of said county, a local bounty, not exceeding three hundred dollars, to the said Samuel M. Evans, and not exceeding three hundred dollars, to the said Luther S. Dickey, or to their legal representatives, to be paid in the manner as other debts, due by said county, are paid.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 521.

## An Act

To authorize the burgess and town council of the borough of Cambria, in the county of Cambria, to levy and collect an additional tax, for borough purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Cambria, in the county of Cambria, be and they are hereby authorized to levy and collect, for borough purposes, a tax, not exceeding fifteen mills, on the assessed value of taxable property, in said borough.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 522.

## A Supplement

To an act, entitled "An Act to provide for the appointment of fence viewers, in the city of Philadelphia," approved March eleventh, one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That if the party, who shall be delinquent, in making, or repairing, any fence, in accordance with the provisions of the act, of which this is a supplement, shall not, within ten days after the report shall have been approved by the board of surveyors, proceed to repair, or build, said fence, and complete the same, in a reasonable time, it shall be lawful for the parties aggrieved, to re-pair, or build, said fence; and if the costs, for the work done, and materials furnished, are not paid

Building and  
repairing  
fences, relative  
to



by the delinquent party, within three months after the completion of the same, a lien may be filed against the premises, for said costs and expenses, which shall be of the same effect, and may be sued out and collected, in the same manner, as municipal claims are now, by law, collected.

SECTION 2 That the third section of the act, of which this is a supplement, is hereby repealed. Repeal of certain section.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 523.

## An Act

To repeal an act relative to the destruction of deer, in Clearfield county, approved April eighteenth, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of the general assembly, entitled "An Act relative to the destruction of deer, in Clearfield county," approved April eighteenth, one thousand eight hundred and sixty-four, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 524.

*An Act*

To encourage the manufacturing of leather, in the county of Elk.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to encourage manufacturing operations, in this commonwealth," approved the seventh day of April, one thousand eight hundred and forty-nine, be and the same is hereby extended, to embrace the manufacture of leather, in the county of Elk.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 525.

*An Act*

To authorize the Atlantic and Great Western Railroad Company to employ a policeman.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Atlantic and Great Western Railroad Company are hereby authorized to employ a suitable person, as policeman, at their depot, in Meadville, in Crawford county, with the authorities and duties of constable, in criminal matters.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 526.

## An Act

To extend the privileges of the Bennett's Branch Improvement Company.

SECTION 1. *Be it enacted by the Senote and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Bennett's Branch Improvement Company, incorporated by an act of the general assembly, of twentieth of April, one thousand eight hundred and sixty-four, shall be and they are hereby authorized to take, improve and use, in the manner, and for the purposes, expressed in their said charter, all the remaining parts of Bennett's Branch of Sinnemahoning creek, from Lindemuth's mill, to the mouth thereof; and all the rights, privileges, powers, immunities, penalties and duties, granted and imposed, by said charter, are hereby made applicable to the whole of said stream; and the said company shall have the right to charge and collect toll, off and from all sorts of description of lumber, saw logs, sawed lumber, or timber, at the following rates, and none other: that is to say, upon all lumber, placed in said stream, above the mouth of Front run, twenty cents per thousand feet, board measure; upon all lumber, coming out of Front run, and placed in the stream, between the same and the mouth of Dent's run, ten cents per thousand feet, board measure; upon all lumber, coming out of Dent's run, and placed in the stream, between Dent's run and the mouth of the creek, five cents per thousand feet, board measure; and all laws, or parts of laws, inconsistent herewith, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 527.

## An Act

Authorizing the Western Pennsylvania Railroad Company to build branches, and take and hold real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the rights and privileges, so far as respects building of branches, granted to the Pennsylvania Railroad Company, by the act approved April thirteenth, Anno Domini one thousand eight hundred and forty-six, and all supplements thereto, be and the same are hereby extended to the Western Pennsylvania Railroad Company; and the said branches may be further extended, from time to time, to such point, or points, in any county, into which the road of the Western Pennsylvania Railroad Company may enter, as may, by the board of directors of the said Western Pennsylvania Railroad Company, be deemed expedient; and in the construction, and use of the land, the said company shall have the right to take and hold private and corporate property; and the said company shall, also, have the right to take, hold and enjoy property, off the line of their own road, in the counties of Westmoreland, Allegheny and Armstrong, for the purposes of stations and depots; the damages for the taking of the property, hereby authorized, in all cases, to be assessed, secured and paid, in the manner provided by the act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 528.

## An Act

To authorize the Union Land and Mineral Company, with the consent of the local municipal authorities interested, in the counties of Erie and Crawford, to build, construct and equip street railways.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Union Land and Mineral Company shall have full power and authority, with the assent of the burgess and town council, or local municipal authorities interested, to construct a street railway, or railways, within the counties of Erie and Crawford; and the said Union Land and Mineral Company has hereby conferred upon it all the authority, powers and privileges, granted in the act of assembly, approved the nineteenth day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to incorporate the Coudersport and Lymansville Street Railway Company," or so much of said act as may be necessary to construct street railways, within the said counties of Erie and Crawford, as fully and completely as though express power and authority was given, in the original act of incorporation, to the said Union Land and Mineral Company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 529.

## An Act

To incorporate the Titusville and Union Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the*

Commissioners.	<i>same</i> , That F. T. Parson, R. H. Frisbee, James G. Brown, Edward H. Chase, William H. Abbott, Jacob D. Angier, John A. Wilson, Frank Thomson, William A. Baldwin, John M. Kennedy, P. Metcalf and W. S. Brown, or a majority of them, be and they are hereby appointed commissioners to open books, receive subscriptions, and organize a company,
Name.	by the name and style of the Titusville and Union Railway Company, with all the powers, and subject to all the provisions of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, except the second proviso of the eighteenth section of said act: <i>Provided</i> ,
Subject to.	That a president, vice president, and five directors, shall constitute the board of managers for said company, a majority of whom shall reside in the counties of Erie and Crawford.
Board of managers.	SECTION 2. That the said company shall have the right to build, construct and equip a single, or double, track railway, from a point on the Oil Creek railroad, at, or near, Centreville, to a point at, or near, the village of Union Mills, in the county of Erie, on the line of the Philadelphia and Erie railroad, with power to cross any road, at grade, that is now, or that may hereafter be, constructed, and to connect with the said Philadelphia and Erie railroad, at the point which may be selected, or with any other road now built, or that hereafter may be built, at either end, or at any intermediate point, with the right to construct branches, from any point on the main line, not exceeding ten miles each, in length: <i>Provided</i> , That the gauge of the said road, and branches, shall not exceed four feet eight and a half inches: <i>Provided further</i> , That in case the Oil Creek Railroad Company fail to lay a third rail, from the point of connection at, or near, Centreville, to the terminus of its road, on Oil creek, by which a continuous gauge of four feet eight and a half inches will be provided, between Union Mills and the terminus of said Oil Creek railroad, then, and in that event, the Titusville and Union Railway Company shall have full power and authority to extend its main line, from Centreville to Titusville.
Authorized to construct railroad.	
Route.	
May connect with other roads, and make branches.	
Gauge.	
Certain extension authorized	
Capital stock.	SECTION 3. That the capital stock of said company shall be two hundred thousand dollars, and shall be divided into four thousand shares, of fifty dollars each; and the board of managers shall have power to increase the capital stock, from time to time, to such amount as they may deem needful for the interests of the company; and the said company are hereby authorized to borrow any sum of money, not exceeding thirty thousand dollars, for each mile of road constructed, and to issue bonds therefor, with, or without coupons attached; and the directors of said company shall have power to give such bonds such preference, or security, by mortgage, or mortgages, or otherwise, as they may deem advantageous: <i>Provided</i> , That no bond shall be for a less sum than one hundred dollars, and that such rate of interest, not exceeding eight per centum per annum, as may be agreed upon, shall be lawful: <i>Provided</i> , That unless this road is commenced, within four
May borrow money and issue bonds therefor.	
Proviso.	

months, and finished, within one year, from the date of approval, this charter shall be null and void.

When road to  
be commenced  
and finished.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 530.

## A Further Supplement

To an act extending the powers of the corporation of Bristol borough, in the county of Bucks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the burgess and council of the borough of Bristol, in the county of Bucks, to make, ordain and establish such ordinances, rules and regulations, relating to the erection, building and maintenance, or continuance, of any establishment, for receiving and packing, or pressing, hay, or straw, within the limits of said borough, as they may deem necessary for the protection of property, and as the public good may require: *Provided,* That for the passage of any ordinance, for such purpose, the votes of not less than six members of the council, in favor thereof, shall be required, the yeas and nays to be entered on the minutes.

Council authorized to establish ordinances relating to the erection of buildings for packing hay, &c.

Proviso.

SECTION 2. That any person, or persons, who shall erect, maintain, or continue, any building, shed, or other place, or establishment, for receiving and packing, or pressing, hay, or straw, within the limits of the said borough, contrary to the provisions of any ordinance, rule, or regulation, which shall, or may, be passed by the burgess and council, pursuant to this act, he, she, or they, so offending, shall forfeit and pay a sum, not less than one hundred dollars, nor more than five hundred dollars, for every such offence, to be sued for and recovered, by the corporation of said borough, in the same manner as debts of like amount are by law recoverable, with costs of suit.

Penalty for violation of ordinances.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 531.

## An Act

To enable the Feeder Dam Coal Company to acquire and hold a certain leasehold estate, in the county of Schuylkill, in the state of Pennsylvania, and issue stock in payment thereof.

WHEREAS, The stockholders of the Feeder Dam Coal Company did, on the twenty-fifth day of February, one thousand eight hundred and sixty-five, increase the stock of the said company, with the intention of purchasing other estate; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Feeder Dam Coal Company are hereby authorized to acquire and hold, for the purposes of the corporation, certain leasehold estate, known as the Peach Ridge colliery, situate in the county of Schuylkill, in the state of Pennsylvania, and to issue, to the owners thereof, the increased stock of the company: *Provided*, The title to said leasehold estate is approved by the board of directors of said company: *And provided*, The consent of two-thirds of the stockholders be first obtained, in writing, and filed in the office of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 532.

## An Act

To incorporate the Connoquenessing Valley Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*



That J. G. Campbell, J. N. Purviance, J. G. Muntz, E. Commissioners.  
 M'Junkin, R. C. M'Aboy, T. Robinson, A. Lusk, J. Levis,  
 A. Zeigler, W. Irvin, J. M. M'Kinney, W. G. Rose, S. Grif-  
 fith, Vance Stewart, J. R. Hanna, D. L. Imbrie, J. Cuthbert-  
 son, J. Ferguson and J. W. Blanchard, be and are hereby ap-  
 pointed commissioners, to open books, receive subscriptions  
 and organize a company, by the name, style and title of the  
 Connoquenessing Valley Railroad Company, with authority Title.  
 to construct a railroad, by the most available route, from the  
 town of Butler, in the county of Butler, to a point on the Route.  
 Beaver Valley railroad, between Homewood station, in the  
 county of Beaver, and New Castle, in the county of Law-  
 rence, with authority to connect with any other railroad, or  
 canal, on its said route, and to make such branches as the said  
 company may direct, not exceeding five miles in length; and  
 to have the same powers and privileges, and be subject to all  
 the restrictions, terms and conditions, as are provided and  
 imposed in the act regulating railroad companies, approved  
 the nineteenth day of February, Anno Domini one thousand  
 eight hundred and forty-nine. Authorized to  
 connect with  
 other roads,  
 construct  
 branches, &c.  
 Subject to.

SECTION 2. That the capital stock of said company shall be Capital stock.  
 one hundred thousand dollars, in shares of fifty dollars each,  
 with power to increase the same, from time to time, as may  
 be necessary, to effect the object of this company.

SECTION 3. That the said company is authorized to borrow May borrow  
 money, to an amount, not exceeding their capital stock, upon  
 bonds, to be issued by the said company, and secured by money upon  
 mortgage upon their corporate property, whenever the direc- bonds secured  
 tors of the same shall deem said bonds and security expedi- by mortgage.  
 ent: *Provided*, The rate of interest shall not exceed seven  
 per cent. per annum: *And provided*, That the holders of said  
 bonds may, at any time, convert the same into the stock of  
 said company; and no bond shall be issued for a less sum  
 than fifty dollars. Proviso.  
 Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini  
 one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 533.

**An Act**

To incorporate the Midas Petroleum and Improvement Company of Pittsburg and New York.

Corporators.	<p>SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i></p> <p>That M. B. Spaulding, Henry A. Kerr, L. R. M'Aboy, Robert H. Snow, William F. Havemeyer, George C. Collins, Frederick Mead, John S. Brecher, Jacob Lorrillard, C. W. F. Randolph, R. H. Snow, H. S. Parke, S. H. Dykers, Charles G. Cornell, John S. Dilworth, John Henry, W. A. Sale, A. H. Gibbs, R. Atkinson, John M. White, Henry Keer, Eben Sutton, W. L. Hearn, F. H. Amidon, Joseph J. O. Donohue, H. S. Bollman, E. S. Wright, John Fleming, James G. Arbuthnot, James M. Christy, George W. Wylie, their associates and successors, be and they are hereby created a body politic and corporate, by the name, style and title of the Midas Petroleum and Improvement Company of Pittsburg and New York; by which name, said corporators and their successors shall have perpetual succession, and enjoy all the privileges and franchises, incident to a corporation</p>
Title.	
Capital stock.	<p>SECTION 2 That the capital stock of said company shall be five hundred thousand dollars, with the privilege of increasing the same to two million dollars, to be divided into fifty thousand shares, of ten dollars each.</p>
Powers and privileges.	<p>SECTION 3. That the said corporation shall be able and capable, in law, to take, receive and hold, in fee simple, or for any less estate, lands, and mineral, or lumber and timber, rights, with their appurtenances, in the state of Pennsylvania, not exceeding, in the whole, two thousand acres, at any one time, with power to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof; and the said company shall have the right to erect, upon any portion of such lands, buildings, tenements and manufactories, with power to sell, lease, or otherwise dispose of, either and all of such buildings, tenements, or manufactories; and to lease, or otherwise dispose of, privileges to work, or mine, such lands; and to prove and open mines, and to mine and prepare for market oil and mineral products, or other valuable substances, and to use, consume and manufacture the same; and to manufacture lumber of any kind whatsoever, and for that purpose, to erect all necessary mills, or manufactories, and to transport said articles, or any of them, to market, and for that purpose, to make mine roads, and also, lateral railroads, to connect with other railroads; and the said corporation shall have full power and authority to do all such other acts and things as may necessary, in the prosecution of said business, and to make all</p>
Authorized to construct lateral railroads.	

such improvements and erections as a successful prosecution of said business may require: *Provided*, That said company shall not be allowed to build, or operate, a railroad, except in the county of Warren, and from the property now owned by it, on M'Guire run, in Warren county, to the southern boundary of said county. Proviso.

SECTION 4. That the affairs of the company shall be managed by a president and a board of directors, to consist of not less than nine nor more than thirty, as may be determined, from time to time, by the stockholders, at any annual meeting; they shall be elected by ballot, within one year from the passage of this act, and annually, thereafter, at such times and places as the by-laws may prescribe; and if, for any cause, the election of president and directors shall not take place, at the time fixed, it shall be lawful to elect the same at any other time, after two weeks' public notice; and in the meantime, and until their successors shall be duly qualified, the acting president and directors shall exercise their powers; and in all elections, by the stockholders, each share of stock shall entitle the holder to one vote, in person, or by proxy. President and directors, election of, &c.  
Votes.

SECTION 5. That the persons, named in the first section, shall constitute the board of directors of said company, for the first year, who shall elect one of their number president, for the first year, and the affairs of the company shall, during such first year, be managed by such president, and the other persons, in this section named. Persons named to constitute the board of directors, for the first year.

SECTION 6. That the said company shall have authority to enact and establish by-laws, prescribing the number and duties of its officers, the manner of filling vacancies in the board of directors, the amount and times of declaring dividends, and other needful rules and regulations, not inconsistent with the constitution and laws of this state, nor of the United States, nor the provisions of this act. By laws.

SECTION 7. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office, in the United States, in such place as said company may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company. Offices.

SECTION 8. That the said company shall have authority to hold and use a common seal, and the same to change, alter and amend, at pleasure, and by the name, style and title aforesaid, shall be capable, in law, to sue and be sued: *And provided further*, That the legislature hereby reserves the right to amend, alter, or repeal this act, at any time; in such manner, however, as shall do no injustice to the stockholders: *Provided*, That this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and Seal.  
Reservation.  
Bonus.  
Tax on dividends.

Individual liability.

for all materials and provisions furnished to said company, to be sued for and collected, as provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three : *Provided further*, That the said Midas Petroleum and Improvement Company of Pittsburg and New York shall not be authorized to locate, or construct, any railroad, in the county of Venango.

Prohibition.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 534.

## A Further Supplement

To the act incorporating the M'Kean Railroad and Navigation Company, authorizing said company to change the time of holding their election, to receive, hold, lease, mortgage and sell lands, and mine and prepare for market the products of the same.

Time of holding election changed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That in lieu of the day now appointed therefor, the annual meeting of the stockholders, of the M'Kean Railroad and Navigation Company, for the election of a president and directors of said company, shall, for the year one thousand eight hundred and sixty-five, and every year thereafter, be held on the second Wednesday of July.

Authorized to receive, hold, lease, mortgage and sell lands.

SECTION 2. That for the purpose of aiding in the construction of their works, and in order to insure the speedy commencement and completion of the same, said M'Kean Railroad and Navigation Company is hereby authorized to receive, hold, lease, mortgage and sell all such lands, situated in the counties of M'Kean, Potter and Elk, along and in the vicinity of said railroad, and its branches, as may be purchased, donated, or otherwise granted, for that purpose.

May erect buildings, machinery, &c.

SECTION 3. That said company is hereby authorized to erect buildings and machinery, and to do all the work necessary to



obtain, and prepare for market, the products of said lands, and to sell and dispose of such products.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 535.

## An Act

For the relief of Samuel L. Hawthorn, late treasurer of Mercer county.

WHEREAS, By the fifth section of the act, entitled "An Act amendatory of the license laws of this state," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, it is provided, that it shall be the duty of every city and county treasurer, to sue for the recovery of all licenses, duly returned to him, by the mercantile appraisers, if not paid, on, or before, the first day of July, in each and every year, within ten days after that date; said treasurer shall not be discharged from any such license, unless he brings suit, to recover the same, within said date, and presses the same to judgment and execution, as soon, thereafter, as practicable, and pays the amount of all such licenses, received by him, into the state treasury, on, or before, the first day of October, ensuing; nor shall he receive any commission, on such licenses, unless he makes payment, as aforesaid:

*And whereas,* The acts of assembly, for the year Anno Domini one thousand eight hundred and sixty-two, were not received, by the said Samuel L. Hawthorn, county treasurer, as aforesaid, until some time in August, Anno Domini one thousand eight hundred and sixty-two; so that neither he, the said county treasurer, nor the mercantile appraiser, for the said county, had any notice of the passage of said act, until after the time fixed, by said act, for the collection of licenses; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the auditor general and state treasurer be and they are hereby authorized to open and re-settle the accounts of Samuel L. Hawthorn, late treasurer of Mercer county, with the com-

monwealth, for the year Anno Domini one thousand eight hundred and sixty-two, and to allow the said Samuel L. Hawthorn, in said settlement, the credits, as though he had complied, in all respects, with the requirements of the said fifth section, of the act, entitled "An Act amendatory of the license laws of this state," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act for the relief of Samuel L. Hawthorn, late treasurer of Mercer county," was presented to the governor, on the second day of March, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 22, 1865.*

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No. 536.

## An Act

Authorizing the auditors of Bradford township, M'Kean county, to re-settle the accounts of Philo Ackley, late school treasurer of said township.

WHEREAS, Information has reached the school board of Bradford township, M'Kean county, showing that Philo Ackley, late school treasurer of said township, failed to account, upon final settlement, for all the moneys received by him, for school purposes, such information not coming to the knowledge of the board, until after the thirty days had expired, in which judicial proceedings are authorized to be instituted against delinquents; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That township auditors, when requested by the school board of said township, are hereby authorized and required to open

and re-settle the accounts of Philo Ackley, late school treasurer of said township, and enforce the payment of moneys, due from said Ackley, in such manner as is now provided, by law, for the recovery of moneys, due from delinquent treasurers: *Provided*, That at least ten days' notice shall be given said Ackley, of the time and place where such settlement is to be made: *And provided further*, That the right of appeal, from such re-settlement, shall be allowed, as now provided by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 537.

## An Act

To empower the trustees of the Methodist Episcopal church, in the city of Harrisburg, county of Dauphin, to sell certain real estate.

WHEREAS, John Dunlap, by his will, dated February twenty-second, Anno Domini one thousand eight hundred and fifty-six, devised and bequeathed, to the trustees of the Methodist Episcopal church, in Harrisburg, and their successors in office, a house and lot of ground, with the appurtenances, situated on the corner of Walnut and Fifth streets, in the borough of Harrisburg, to be held by them, in trust, the income of which he ordered and directed should be applied, by them, or a majority of them, for the support of the poor belonging to the Methodist Episcopal church, in Harrisburg, after the decease of his wife, Catharine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the trustees of the Methodist Episcopal church of the city of Harrisburg, in the county of Dauphin, are hereby authorized and empowered to sell, either at public, or private sale, all that certain lot, piece, or parcel of ground, situated on the corner of Walnut and Fifth streets, in the city of Harrisburg, bounded and described as follows, viz: beginning at the corner of Walnut and Fifth streets; thence along Walnut street, towards Fourth street, sixty-eight feet, to lot of Peter Wise; thence, in a line parallel with Fifth street, one hundred

and five feet, more or less, to the centre of an eight feet alley; thence, in a line parallel with Walnut street, sixty-eight feet, to Fifth street; thence up Fifth street, one hundred and five feet, more or less, to Walnut street, the place of beginning, together with the right and privilege of the aforesaid eight feet alley, with the appurtenances thereon erected, a two story frame, and a two story brick back building, and two one story frame buildings; and also, to make deed, or deeds, to the purchaser, or purchasers thereof, in fee simple, and to appropriate the proceeds, arising from the sale thereof, to the purchase of a parsonage, for the use of said Methodist Episcopal church of the city of Harrisburg, and the balance, to such purpose as the trustees, or a majority of them, may direct: *Provided however*, That the trustees shall first give three weeks' public notice, and offer said property at public sale; and if not sold at public sale, then they shall have power to sell at private sale.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 538

## An Act

Authorizing the paving of a part of Ridge avenue, in the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief commissioner of highways shall enter into a contract to curb and pave a foot-way, six feet in width, along the north-west side of Ridge avenue, from Columbia street to Wissahickon avenue; the contractor to accept, as cash, the claims against the land, fronting thereon, who shall have the power to use the name of the city of Philadelphia, in filing said claims for collection.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 539.

## An Act

To incorporate the Provident Life and Trust Company of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles Rhoads, Anthony M. Kimber, John S. Hilles, Elliston P. Morris, Henry Haines, T. Wistar Brown, William Hacker, Philip C. Garrett, Richard Cadberry, Samuel R. Shipley, John B. Garrett, J. Wistar Evans, John E. Carter, or any five of them, are hereby appointed commissioners, to open books of subscription, and organize a company, by the name, style and title of the Provident Life and Trust Company of Philadelphia, which shall, so far as not inconsistent with the provisions of this act, have all the rights, powers and privileges and franchises conferred, and be subject to the restrictions imposed, by the first, second, third, fifth, sixth, seventh, ninth, tenth, eleventh, sixteenth and seventeenth sections of an act to provide for the incorporation of insurance companies, approved the second day of March, Anno Domini one thousand eight hundred and fifty-six, and shall have the powers and privileges mentioned, as appertaining to the second class, in the seventh section of said act, and shall transact its business, on the joint stock and mutual principles combined.

Commissioners

Title.

Powers and privileges.

**SECTION 2.** The affairs of said company shall be managed by nine directors, stockholders of said company; the board of directors, first elected, at the time designated in the fifth section of said act, shall, at their first meeting, after their election, divide themselves, by lot, into three classes, of three each; the first class shall continue to be directors, until the next regular annual meeting of the stockholders; the second class, until the next regular annual meeting, but one, and the third class, until the next regular annual meeting, but two; the regular annual meetings of the stockholders shall be held, on the second day of the first month, in each year; and an election shall be held, on the said day, in each year, between the hours of ten A. M. and two P. M., for three directors, to serve for three years; nothing, herein contained, shall be construed to make the out-going directors ineligible for re-election; and the directors, for the time being, shall continue in office, until others are elected in their place; the board of directors shall annually elect a president, from their own number, and such other officers and agents as they may deem necessary, or expedient, for conducting the business of said company, and shall have power to declare, by by-laws, what number of directors, less than a majority of the whole, shall constitute a quorum, for the transaction of business; the offi-

Directors, election and classification of.

Officers and agents to be elected.

By-laws.

Vacancies, how to be filled.

Capital stock.

Dividends.

Courts may appoint company trustee, assignee, or receiver.

Proviso.

Authorized to receive money on deposit.

Proviso.

Votes.

Place of business.

cers of said corporation shall perform the duties of their respective offices, until they shall be re-elected, removed from office, or their successors shall be chosen; and in case of the death, or resignation, of a director, the vacancy, occasioned thereby, may be filled by the remaining directors.

SECTION 3. That the capital stock of said company shall consist of three thousand shares, of fifty dollars each, to be paid in lawful money of the United States, in such instalments as the directors may determine; and a majority of the stockholders, convened for that purpose, on ten days' notice, published in two daily newspapers, in the city of Philadelphia, may increase the capital stock, to an amount, not exceeding ten thousand shares, to be paid in such instalments as the directors may determine.

SECTION 4. That the directors shall have power, annually, or oftener, to declare dividends, out of the net profits of the business of the company.

SECTION 5. It shall be lawful for any court of the commonwealth of Pennsylvania, with the consent of the said company, to appoint them trustee, assignee, guardian of a minor, committee of a lunatic, or receiver, and to allow them like compensation, for the execution of such trusts, as would, by law, be allowed to individuals, executing such trusts: *Provided*, That no bond, or collateral security, shall be required from said company, when appointed trustee, assignee, guardian, committee, or receiver; but for the proper care and investment of property, or moneys, received by them, under such trust, they shall be liable, to the same extent, as individual trustees, et cetera, are liable.

SECTION 6. That the said company be authorized and empowered to receive moneys on deposit, to be returned, on demand, or on such notice, and with such interest, as may be agreed upon between the parties: *Provided*, That such rate of interest shall, in no case, exceed six per cent. per annum.

SECTION 7. That at the elections for directors, besides the votes to which stockholders are entitled, each policy holder, in said company, having paid to the same not less than fifty dollars, in premiums, on such policy, shall be entitled to one vote.

SECTION 8. The business of the said corporation shall be carried on, at such place, in the city of Philadelphia, as the directors shall direct, and at such agencies, as they may establish.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 540.

## An Act

For the relief of wives and children, deserted by their husbands and fathers, in the county of Allegheny.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That if any man, being within the limits of Allegheny county, or whose place of residence is within the limits of the same, has, or hereafter shall separate himself from his wife, or from his children, or from wife and children, it shall be lawful for any alderman, justice of the peace, or magistrate, residing within the limits of the said county of Allegheny, upon information made before him, under oath, or affirmation, by his wife, or children, or either of them, or by any other person, or persons, to issue his warrant, to the sheriff, or to any constable, in said county, for the arrest of the person, against whom information shall be made, as aforesaid, and bind him over, with one sufficient surety, to appear at the next court of quarter sessions of said county, according to law.

Aldermen, &c., authorized to issue warrants for the arrest of husbands deserting their wives.

*SECTION 2.* The warrant, aforesaid, shall be returned to the next court of quarter sessions of said county, when it shall be lawful for said court, after hearing, to order the person, against whom complaint has been made, being of sufficient ability, to pay such sum as said court shall think reasonable and proper, for the comfortable support and maintenance of the said wife, or children, or both, not exceeding one hundred dollars per month; and to commit such person, to the jail of said county, there to remain until he comply with such order, or give security, by one, or more, sureties, to the commonwealth, and in such sum as the court shall direct, for the performance thereof, or be discharged, by due course of law.

Court to order the payment of a sum sufficient for relief of wife and children.

*SECTION 3.* That the costs of all proceedings, by virtue of this act, shall be the same as are now allowed, by law, in cases of surety of the peace, to be imposed in like manner.

In default of payment, to commit to jail.

Costs of proceedings.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 541.

## An Act

To legalize the action of the supervisors of Chatham and Jackson townships, Tioga county, in relation to the payment of bounties to volunteers.

### Preamble.

WHEREAS, Under the call of the President of the United States, of July, one thousand eight hundred and sixty-four, for five hundred thousand men, the commissioners of Tioga county offered a bounty of three hundred dollars :

*And whereas,* The supervisors of the township of Chatham, in said county of Tioga, offered and paid, to a sufficient number of volunteers to fill the quota of said Chatham township, in addition thereto, a township bounty of two hundred dollars, not knowing that they were, by so doing, exceeding the amount allowed by law ; now, therefore,

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Action of supervisors of Chatham township legalized.

That the action of the supervisors of Chatham township, Tioga county, in relation to the payment of bounties, to volunteers to fill the quota of said township, under the call of the President of the United States, of July, one thousand eight hundred and sixty-four, for five hundred thousand men, be and the same is hereby legalized and made valid.

Supervisors of Jackson township authorized to pay bounties

*SECTION 2.* That supervisors of Jackson township, Tioga county, are hereby authorized to pay bounties to volunteers, drafted men, and persons putting in substitutes, not exceeding five hundred dollars : *Provided,* That said volunteers, drafted men, or substitutes, are actually credited upon the quota of said township, on the present call ; and the action of the supervisors, in borrowing money, issuing scrip, or bonds, levying taxes, &c., for the purpose of paying such bounties, is hereby legalized and made valid : *Provided,* That the third proviso of the fifth section of the act, approved the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four," is hereby repealed, so far as relates to Tioga county, and that the provisions of said act, and its supplements, are hereby extended to said county.

Their action in borrowing money, &c., legalized.

Repeal of certain provision.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 542.

## An Act

Vacating certain streets and alleys, in the town of Aaronzburg, in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all of the streets and alleys, as originally laid out, in the plot of the town of Aaronzburg, in the county of Centre, except such as are now actually used as streets, or alleys, be and the same are hereby vacated; and that the title of owners of property, fronting on each side of such streets and alleys, as may be vacated, by this act, shall extend to and include the portions of the soil of said streets and alleys, intervening, between the lines of their respective lots, and the middle of said streets and alleys, respectively.

Certain streets vacated.

SECTION 2. That whenever it may be necessary to open roads, within the limits of said town, as originally laid out, it shall be done by application to the court of quarter sessions of the said county of Centre, in like manner as is done in the case of other public roads, in this commonwealth: *Provided however,* That no such road shall be laid out, except upon land appropriated for streets and alleys, in the original plot of said town: *And provided further,* That no person, through whose land such road shall pass, shall be entitled to, or receive, any compensation, for the land occupied by, or taken for, said road: *And provided further,* That the township of Haines, within which the said town of Aaronzburg is situated, shall not be liable to repair any roads, which are now open, or may, hereafter, be opened, in accordance with the provisions of this act, except such as are, or may be, used by the public.

Opening roads, within the town, relative to.

Proviso.

Proviso.

Haines township not liable to repair the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 543.

## An Act

To exempt the Locust Street Mission Association from taxation.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the building, and ground thereto attached, of the Locust Street Mission Association, situate on the south side of Locust street, between Ninth and Tenth streets, in the city of Philadelphia, be and the same are hereby exempted from taxation, for city and county purposes; and all such taxes, assessed thereon, for the present year, are hereby exempted.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 544.

## Supplement

To an act for the registration of births, marriages and deaths, in the city of Philadelphia, passed March eighth, one thousand eight hundred and sixty, providing for the registration of marriages, which occurred prior to the passage of said act.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the health officer of the city of Philadelphia shall register, in a book for that purpose, to be furnished by the city commissioners of said city, upon presentation, to him, of certificates, properly authenticated, by, either, the affidavit of the clergyman, who performed the marriage service, or, in case of

his death, the affidavit of two persons that they were acquainted with his handwriting, and knew his signature, and that the signature, attached to such certificate of marriage, is the genuine signature of such clergyman, such marriages as have occurred prior to the passage of the act, to which this is a supplement; and upon demand made of him, by any persons interested, he shall give a certificate of such registration of marriage, duly certified by him, which shall be of like force and effect, as evidence, or otherwise, as the certificates provided for in the act, to which this is a supplement; and for such certificate, he shall be entitled to receive the same fees as are allowed in the said act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 545.

## An Act

To regulate eating house licenses, in the borough of Bellevernon, Fayette county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all licenses, for eating houses, in the borough of Bellevernon, Fayette county, shall be granted by the court of quarter sessions of said county.

Eating house  
licenses to be  
granted by  
court.

**SECTION 2.** That before any license shall be granted, as aforesaid, for said borough of Bellevernon, the applicant shall file a petition, with the clerk of the court of quarter sessions, at least four weeks before the commencement of the term of court, to which said application is made; and the name of the applicant shall be published, as in the case of tavern licenses.

Applicant to  
file petition.

**SECTION 3.** That said petition shall be accompanied by a certificate, signed by at least twelve citizens of said borough, setting forth that the applicant is a person of good moral character, a citizen of the United States, and of good repute for honesty and temperance, and recommending the granting of

Petition to be  
accompanied  
by certificate.

Proviso.

said license : *Provided*, That the court may, at its discretion, grant, or refuse, the said license.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 546.

## An Act

To authorize the paving of foot-ways, in the Twenty-second and Twenty-fourth wards, of the city of Philadelphia.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Upon the petition of a majority of property owners, councils may direct foot-ways to be paved.

That when a majority of the property owners, or the owners of a majority of the feet frontage, for a continuous distance of five hundred feet, or more, on any one, or both, sides of any street, road, or lane, used as a public highway, in the Twenty-second and Twenty-fourth wards, shall petition councils of said city, for a paved foot-way along the same, they shall state, in their petition, the kind of pavement wanted by them; and councils shall, when such petition is received, direct the highway department, of said city, to notify the owners of property on said street, or such parts thereof, as may have been included in the petition, to have such foot-way paved, in front of their respective premises, in the manner indicated in the petition, within thirty days after receiving said notice.

Refusal or neglect to make pavement, relative to.

*SECTION 2.* That should any of the property owners refuse, or neglect, to make said pavement, for thirty days after notice has been given, the highway department shall proceed, without delay, to have it made, and charge the cost thereof, to the property, in front of which it is made; and if said cost is not paid, within thirty days after a bill for the same has been presented, a claim shall be filed in the proper court, for the amount thereof; which claim shall be a lien against the property, and shall be collected in the same manner as other municipal claims are now, by law, collected.

In case of neglect of owners to repair pavements, the highway department shall have the same done.

*SECTION 3.* That when said pavement requires repairing, and the owner, or owners, of property, in front of which the repairs are needed, neglect, or refuse, after ten days' notice, to make such repairs, it shall be the duty of the highway de-



partment to have them made, without delay; and the costs thereof shall be collected, in the same manner as the cost is ordered to be collected, by the second section of this act.

SECTION 4. That nothing, in this act, shall prevent councils of the city of Philadelphia, from directing the curb stones to be set, and brick pavements laid, on the foot-ways of any of the streets, in said ward, whenever said streets are opened and graded, according to confirmed surveys, and the advance of improvements may demand the same. Councils may direct curb-stones to be set, &c., whenever streets are opened.

SECTION 5. That should a majority of the owners of property, upon any of the said streets, upon which public lamps have been erected, refuse to petition councils for a pavement, it will be competent for any two citizens, living upon the said street, to petition the councils for the said pavement, setting forth the condition of the side-walk, sworn to before a magistrate; and councils shall order the commissioners of highways, as is provided in section first of this act, to notify said owners to put down a pavement, in conformity with this act. Councils may order paving on any street, in which public lamps have been erected, upon petition of two citizens.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 547.

## An Act

To empower the trustees of the Chester County Academy to convey certain real estate.

WHEREAS, The Chester County Academy, in the county of Chester, incorporated by act of the general assembly, of March thirtieth, Anno Domini one thousand eight hundred and eleven, has, for several years, ceased operations, and it is found impracticable to keep up the institution:

*And whereas*, It is desired that the real estate, owned by said academy, may be conveyed to the school district of East Whiteland, in which the same is situated; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas R. Trimble, Doctor David King, Jonathan Jones, Rev. Samuel Hazelhurst, John Acker, Lewis Worthington,

Adam Reitenbaugh and Archimedes Robb, the present trustees of the said Chester County Academy, or a majority of them, are hereby authorized and empowered to convey, by deed, to the school district of East Whiteland, in the county of Chester, in fee simple, to be held for the purposes of said school district, all that certain tract, or lot, of land, with the buildings thereon erected, known as the Chester County Academy, situate in East Whiteland township, Chester county, bounded by lands of Matthew Barker, William Templeton and Archimedes Robb, and containing one acre and a-half, more or less, with the appurtenances, being the same premises, conveyed by William Harris and wife, to Ebenezer Wherry, and others, commissioners, in trust, for the said Chester County Academy, by deed, dated August twelfth, Anno Domini one thousand eight hundred and eleven, and recorded, in the recorder's office of said county of Chester, in deed book L, three, volume fifty-nine, page two hundred and ninety.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 548.

## An Act

Supplementary to the health laws of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no bone boiling establishment, or compost manufactory, or depository of dead animals, shall be erected, within the bounds of the First ward, and of the Twenty-sixth ward, of the city of Philadelphia; and all such establishments and depositories, within the limits aforesaid, are hereby declared a public nuisance; and the board of health of the city of Philadelphia are hereby empowered to enter the premises, wherein such nuisances exist, and destroy the sheds, or enclosures, used for such purposes, and to seize and sell the implements and utensils, used in the bone boiling establishment, or compost manufactory, so entered; the net proceeds whereof to be paid over to the said board, for the use of the city of Phila-

delphia: *Provided*, That this act shall not take effect until first of June next.

ARTHUR G. OLMSTED,  
*Speaker of the House of Representatives.*

WILLIAM J. TURRELL,  
*Speaker of the Senate.*

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 549.

## An Act

To authorize the burgess and town council of Warren borough to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Warren be and they are hereby authorized and empowered to sell and convey, in fee simple, to the highest bidder, at public sale, for cash, or on time, that part of the public square, in said borough, bounded north by High street, and west by Market street, south by lots, or land, now owned by Mrs. Erasmus Barnes, and east by lot owned, or formerly owned, by James Bonner, and being the same lots on which the old academy building now stands; the proceeds of sale to go into the treasury of said borough.

ARTHUR G. OLMSTED,  
*Speaker of the House of Representatives.*

WILLIAM J. TURRELL,  
*Speaker of the Senate.*

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 550.

*An Act*

To extend the time of justices of the peace, in the borough of Williamsport, Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the commissioned justices of the peace, in and for the borough of Williamsport, Lycoming county, shall hold the office until the next borough election, and until their successors shall be duly elected and commissioned.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 551.

*An Act*

To change the mode of procedure in actions of affray, in Mercer county.

Jurisdiction of justices of the peace, in certain cases, relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several justices of the peace, in and for the county of Mercer, shall have like jurisdiction, in all actions of affray, as they now have, of assault and battery, by virtue of an act, entitled "An Act to change the mode of criminal proceedings, in Erie and Union counties," approved May first, one thousand eight hundred and sixty-one, and a supplement thereto, approved April fifth, one thousand eight hundred and sixty-two, and which act, and several supplements, were extended to the said county of Mercer, by an act approved March thirtieth, one thousand eight hundred and sixty-four.



SECTION 2. That the fees of the jurors, justices and constables, in all cases tried before justices, by virtue of this act, shall be the same as they now are, in actions of assault and battery, when tried under the provisions of the aforesaid act, of May first, one thousand eight hundred and sixty-one, and the several supplements thereto.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 552.

## An Act

To divide the Twenty-fourth ward, of the city of Philadelphia, into two school sections.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the third Tuesday in June next, all that part of the Twenty-fourth ward, of the city of Philadelphia, lying north of the centre of Market street, shall constitute one school section, and the remaining part of said ward shall constitute another school section; and that each of the said sections shall possess and be vested with all the rights, powers and privileges, enjoyed by any other section of said city.

SECTION 2. That the number of members of the school board for the section, north of Market street, shall be eighteen, and for the section, south of that street, shall be fifteen, and the terms of office shall be as is now prescribed by law; the qualified electors of each of the said sections shall vote for the school directors, by general ticket, on the ticket designated "ward officers;" and certificates of election shall be issued to those, who may be elected, by the judges of the ward, as to other ward officers.

SECTION 3. That on the third Tuesday in June next, the directors, in each of the sections, hereby erected, shall assemble in some convenient place and organize; they shall elect a president and secretary, to serve until the first Monday of

January next, and they shall, also, elect a controller, for such term as is, or may be, prescribed by law, for controllers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 553.

## A Further Supplement

To an act, entitled "An Act to incorporate the Citizens' Passenger Railway Company of Philadelphia."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Citizens' Passenger Railway Company of Philadelphia be and they are hereby authorized, whenever, and at such times as the public convenience may require, to extend their road northwardly, on Tenth and Eleventh streets, between Montgomery street and the Germantown road, with the right to connect the same, on any street between these two points, subject to all the limitations and restrictions, and with all the privileges, granted to the said company, under their act of incorporation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 554.

**An Act**

To authorize the trustees of the Alexander Presbyterian church, of the city of Philadelphia, to sell certain real estate, and fixing the number of the trustees of said church.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the trustees of the Alexander Presbyterian church, of the city of Philadelphia, be and they are hereby authorized and empowered, at any time, hereafter, to sell all that certain lot of ground, and the church building thereon erected, situated at the corner of Nineteenth and Green streets, in the said city of Philadelphia; the sale to be ratified by a majority of the qualified voters of said church; and upon the said sale being ratified, as aforesaid, the said trustees are hereby authorized to make good and sufficient deed, or deeds, of conveyance, to the purchaser, or purchasers, of said premises, free and discharged from any liability, on the part of the said purchaser, or purchasers, for the application of the purchase money.

Trustees authorized to sell certain real estate.

**SECTION 2.** That as the number of fifteen trustees, fixed by the charter of said church, is found to be disadvantageously large, it is hereby declared lawful to reduce the number to nine, in the following manner: no election for trustees shall be held, until at least six of the present board vacate their offices, either by the expiration of their term of service, by resignation, or by the operation of the by-laws, declaring their seats vacated by non-attendance; at the next succeeding annual period for election, a sufficient number shall be chosen to bring the number to nine, and three annually, thereafter, in the manner provided by the charter.

Number of trustees reduced.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**

Speaker of the Senate.

**APPROVED**—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-four.

**A. G. CURTIN.**

No. 555.

## An Act

Relating to a company incorporated to make an artificial road, from the city of Philadelphia, through Germantown, to the ten-mile stone, at Chestnut Hill, and from thence, to the new stone bridge, over Perkiomen creek, in Montgomery county, approved twelfth February, one thousand eight hundred and one.

### Preamble.

WHEREAS, By an act of the general assembly of the state of Pennsylvania, approved the twelfth day of February, one thousand eight hundred and one, a company was incorporated, to make an artificial road, from the city of Philadelphia, through Germantown, to the ten-mile stone, at Chestnut Hill, and from thence, to the new stone bridge, over Perkiomen creek, in the county of Montgomery :

And whereas, By the twenty-third section of said act the state reserved the right to resume the rights and privileges, granted therein, upon the payment of the value of the property therein, at any time, after the year one thousand eight hundred and twenty, to be appraised, as therein specified :

And whereas, The privileges, therein granted, to said corporation, has become onerous and burthensome, to the citizens of the city of Philadelphia :

And whereas, The said artificial road should be made a free, or public, road ; therefore,

Certain rights and privileges, reserved to the state, transferred to the city of Philadelphia.

Appraisers to be appointed to estimate value of property.

Amount thereof to be certified to the mayor.

When right of company to take toll to cease.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the rights and privileges, reserved to the state, to resume possession of said road, is hereby transferred to, and vested, in the city of Philadelphia.

SECTION 2. That the select and common council, of the city of Philadelphia, is hereby required, within six months, to appoint three persons, and the president and managers of said road are, also, required to appoint three persons, and the judges of the supreme court to appoint three persons, in accordance with the provisions of said act of twelfth day of February, one thousand eight hundred and one, who shall proceed to examine and estimate the value of the property, which said company have therein, and certify the amount to the mayor of the city of Philadelphia, who shall cause the same to be laid before the councils of the said city, at their next meeting.

SECTION 3. That whenever the councils of the city of Philadelphia shall agree to pay the sum, so certified to, to be the value of the property of said company, to the said president and managers thereof, and from the time of so paying, or tendering the payment, as aforesaid, the right of said company, to take toll on said road, shall cease and determine, as pro-



vided in said act of February twelfth, one thousand eight hundred and one.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 556.

## An Act

In relation to ground rents, in the city of Reading.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That in all cases, in the city of Reading, in which ground rents hereafter shall be created, by reservation, on the sale of any real estate, and judgments, or other lien, or liens, have been, or shall be, obtained against the owners of such ground rents, it shall and may be lawful for the person, or persons, desiring to pay off a ground rent, so situated, to apply, by petition, to the court of common pleas of Berks county, stating the said facts, and praying to be allowed to pay the sum, required for the extinguishment of said ground rent, into court; whereupon, the court shall make an order for such payment into court, and upon the said sum being so paid into court, it shall be the duty of the court to make an order upon the party, or parties, in whom is the title to the said ground rent, to extinguish the same, reciting, in the deed of extinguishment, the said proceedings; and the deed of extinguishment, so made, shall convey a clear title to the said ground rent, free from any lien, or encumbrance, of the said judgment, or judgments, or other encumbrances, or any of them; and it shall be the duty of the court to proceed, immediately, through an auditor, to the distribution of the money, so paid into court, with the like forms, and with the like effect, as attend the distribution of moneys paid into court by the sheriff, from the sales of real estate.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 557.

## An Act

To authorize the investment of a certain trust fund.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That John Stallman, Mathias Haas, Reuben Sands, George V. Rex, William W. Piper and Jesse Millman, trustees of the late Harmony school house, on Chestnut Hill, in Philadelphia county, be and they are hereby authorized and directed to invest the sum of two thousand and forty dollars, in their hands, the balance of the proceeds of sale of said school house, and lots of ground, by depositing the same with the Congress Fire Company of Chestnut Hill, on the said company executing to them a bond, with security, to be approved by the court of common pleas of Philadelphia county, in the penal sum of four thousand dollars, conditioned that the said company will apply the said fund to the erection of a hall, on said Chestnut Hill, for literary and like purposes, the basement story whereof, however, to be applied to the uses of said company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 558.

## A Supplement

To an act, entitled "An Act to incorporate the Odd Fellows Cemetery Company of Philadelphia," passed the fourteenth day of March, Anno Domini one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Odd Fellows Cemetery Company of Philadelphia

may, and they are hereby authorized to, purchase, hold and dispose of, for cemetery purposes, a lot, piece, or tract of land, in the city of Philadelphia, or in the county of Delaware, or in the county of Montgomery, not exceeding one hundred and fifty acres in extent, as fully, and with the same effect, and subject to the same rules, regulations and privileges, as are mentioned in, and as if originally empowered to do so by, the act of assembly, to which this is a supplement: *Provided*, That they shall not remove any of the bodies, now interred in their present cemetery, in the city of Philadelphia, to the above addition, without the consent of the owners of the lot, or lots, in which such interments are made.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 559.

## An Act

Supplementary to an act, entitled "An Act for the relief of wives deserted by their husbands, in the county of Berks," approved the third day of May, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the cost of all proceedings, by virtue of said act, shall be the same as are now allowed by law, in surety of the peace cases, to be imposed in like manner.

Costs of proceedings, relative to.

SECTION 2. That the proceedings, allowed by said act, shall be prosecuted in the name of the commonwealth, and that the prosecutrix shall be a competent witness, on the part of the commonwealth.

How proceedings to be prosecuted, &c.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 560.

## A Further Supplement

To an act incorporating the Farmers' Mutual Fire Insurance Company of Pennsylvania, at York, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the directors of said company to consolidate its classes and business, as they may deem it expedient, and any member, dissenting from such change, may surrender his, or her, policy, and receive his, or her, deposit note, and such portion of the premium paid, as shall not have been exhausted by losses and expenses of said company: *Provided,* Such surrender be made, within six months after public notice of such change shall have been given; and that so much of the original act, and its several supplements, as is hereby altered, or supplied, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 561.

## An Act

Relating to judgments in certain cases, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the defendant, in any judgment, may apply, by petition, to any of the courts of said county, setting forth, that a judgment, in force against him in such court, is apparently a lien on real estate, against which, the plaintiff, or plaintiffs, is, or are, not equitably entitled to enforce the same, and would not.



be entitled to claim any part of the proceeds thereof, by virtue of said judgment, if the property were sold, by any judicial sale whatsoever; to which petition shall be attached a description of the property, so claimed to be exempt from the lien of the judgment; whereupon, the court shall issue a citation, directed to the plaintiff, or plaintiffs, to show cause why a decree should not be made, that the lien of such judgment should not extend to said property, or effect the thereof; and unless the plaintiff, or plaintiffs, shall, in answer thereto, aver, under oath, or affirmation, that he, or they, believe the judgment to be an existing lien on such property, or part thereof, specifying what part, which he, or they, are legally and equitably entitled to enforce as such, and that he, or they, claim and desire so to hold and enforce such judgment, the court shall make a decree, such as aforesaid, and the property, in question, shall be and remain forever discharged from the lien of such judgment; if the plaintiff should answer the citation, as aforesaid, then the court shall order an issue to be formed, to try the question, whether the judgment is an existing lien, which the plaintiff is legally and equitably entitled to enforce, as aforesaid; and on the determination of such issue, if decided against the defendant, his petition shall be dismissed, and if against the plaintiff, a decree, such as aforesaid, discharging the property from the lien of the judgment, shall be made: *Provided however*, That if the answer and claim of the plaintiff, as aforesaid, shall apply only to a part of the property, in the defendant's petition mentioned, the issue shall only refer to such part, and a decree, discharging the residue of the property from the lien of the judgment, as aforesaid, shall at once be made, without the determination of the issue: *And provided also*, That whenever the defendant shall deposit, in court, an amount of money, sufficient to cover the judgment, interest and cost, or the bonds of this commonwealth, to an equal value, in the opinion of the court, from which, in case the issue should be decided against him, the judgment shall be paid, and otherwise returned to the defendant, or his assigns, the decree, discharging the land from the decree of the judgment, shall at once be made the proceedings, in the issue, otherwise to proceed, the money, or the securities aforesaid, being substituted for the land: *And provided further*, That the defendant, making any such application, as aforesaid, shall pay the cost of any such proceeding, including a reasonable fee to plaintiff's attorney, to be fixed by the court, and shall give security therefor, before the issuing of any citation, as aforesaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 562.

## An Act

Relating to bounties, in Salem township, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors, of the township aforesaid, be and they are hereby authorized and required to levy and collect, in the said township, in the manner and form as the taxes for school purposes are levied and collected, a sum sufficient to pay, to each volunteer, and to each person liable to draft, who has furnished, or who may furnish, a substitute, the sum of five hundred dollars, for a number of men, sufficient to fill the quota of the said township, in the pending call for three hundred thousand men; and the said school directors are hereby required to pay the aforesaid sum, of five hundred dollars, to each volunteer, and to each person furnishing a substitute, as aforesaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 563.

## An Act

Relating to bounty taxes, in Gibson township, Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the supervisors, in the township of Gibson, Susquehanna county, to levy and collect, in and for the year one thousand eight hundred and sixty-five, a sufficient amount, to pay off and cancel the present indebtedness of said township, created for bounty purposes; said taxes to be levied

and collected, according to the provisions of an act relating to the payment of bounties to volunteers, approved twenty-fifth March, one thousand eight hundred and sixty-four, and its several supplements.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 564.

## An Act

To increase the pay of the commissioners and auditors of Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the pay of the county commissioners and auditors of Washington county be and is hereby increased to three dollars per diem, for every day actually employed; the same to take effect, from the first day of January, one thousand eight hundred and sixty-five, and to continue, until the first day of January, one thousand eight hundred and sixty-six.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 565.

**An Act**

Relative to bounty taxes, in the township of Ulysses, in the county of Potter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions contained in the fourth section of the act, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four," approved the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four, be and the same are hereby repealed, so far as the same relates to the township of Ulysses, in the county of Potter; and any tax, heretofore levied, for bounty purposes, in said township, in excess of two per cent. on the adjusted valuation, is hereby made valid and binding.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 566.

**A Further Supplement**

To an act to incorporate the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Time of holding  
election of con-  
trollers of pub-  
lic schools.

That the election of members of the board of controllers of the public schools, of the First school district of Pennsylvania, authorized by an act, approved February second, one thousand eight hundred and fifty-four, entitled "A further supplement to an act to incorporate the city of Philadelphia," and by any



of the supplements thereto, shall be held on the third Tuesday in June, as now provided by law, and shall serve until December thirty-first, one thousand eight hundred and sixty-five; and thereafter, the said controllers shall be elected on the third Tuesday in December, in each year, and shall serve for one year.

SECTION 2. That the directors of the several sections of the First school district of Pennsylvania shall meet, at their respective places of meeting, on the third Tuesday of December, as aforesaid, and elect one of their number, to serve as controller of public schools, for one year, from the first Monday in January, next ensuing his election; and the said directors shall meet and organize, by the election of a president and secretary, on the first Monday in January, in each and every year thereafter. Directors, when to meet and organize.

SECTION 3. That from and after the fourth day of July, the controllers of public schools, of the First school district of Pennsylvania, shall meet and organize, at ten o'clock, A. M., on the first Monday in January, in each and every year thereafter, instead of the first Monday in July, as now required by law. Organization of board of control

SECTION 4. That all acts, or parts of acts, inconsistent with the foregoing, be and the same are hereby repealed. Repeal.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 567.

## An Act

To authorize the supervisors of roads, in the township of Sharon, in the county of Potter, to levy and collect a tax, for the purpose of paying the indebtedness of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of roads, in the township of Sharon, in the county of Potter, be and they are hereby authorized to levy and collect, from property, in said township, liable to taxation, for township purposes, a sum, sufficient to pay the entire indebtedness of said township: *Provided, That said*

supervisors may levy and collect the same, in one year, or, if they deem it expedient, may levy and collect the same, in annual instalments; such tax to be levied and collected, in the same manner as other township taxes are levied and collected, in said township; and the money arising from said taxation, to be kept separate from other funds of said township, and to be applied exclusively to the payment of said indebtedness.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 568.

## An Act

Extending the act, entitled "A supplement to an act relating to the lien of mechanics and others, upon buildings, approved the sixteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so far as relates to certain counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, to the county of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A supplement to an act relating to the lien of mechanics and others, upon buildings, approved the sixteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so far as relates to certain counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, be and the same is hereby extended to the county of Lancaster.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 569.

## An Act

To increase the compensation of the county commissioners and auditors of Sullivan county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of January, Anno Domini one thousand eight hundred and sixty-five, the county commissioners and auditors of Sullivan county shall each receive, out of the county treasury, the sum of two dollars per day, for each and every day necessarily employed, in attending to the duties of their office.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 570.

## An Act

Requiring the school directors of Jefferson township, Dauphin county, to levy and collect a special tax, in said township.

WHEREAS, Daniel Kinsinger, George Boweman, Nathaniel Zimmerman, Andrew Bowerman, Simon Smith, Jonathan Enterline, Peter Enders, Joseph Dimprey, Benjamin Kadel and John M'Callien, all citizens of the township of Jefferson, in the county of Dauphin, and liable to draft in the United States service, severally furnished substitutes and volunteers, who were credited to the said township, by which credits, the said township was relieved from the draft to fill the quota of said township, in the last call for five hundred thousand men:

*And whereas,* The several township officers of said township have, severally, refused to levy a tax for the purpose of refunding, to said persons, so much of the money expended by

Preamble.





Anno Domini one thousand eight hundred and fifty-four, be and the same are hereby extended to Blair county.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 572.

## An Act

Of incorporation of the Philadelphia Public Stock Exchange Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. S. Cassett, William J. P. White, Joseph J. Sharpless, James Russell, Jacob Goldsmith, E. Benswanger, A. Scherzer, Jacob Longsdorf, G. Collins, Thomas Field, James Burk, A. H. Purdy, Alexander J. Harper, E. E. Smith, Moses Reinhard, John L. Newbold, H. Fitzpatrick, F. V. Denckla, L. Myers, Amos Phillips, M. Moyer, Charles S. Stockton, Mary Devine, Adam Warthman, M. Einstein, L. Schloss, Philip Walter, and their associates, who may become stockholders in the company, hereby incorporated, be and they are hereby constituted a body politic and corporate, by the name, style and title of the Philadelphia Public Stock Exchange Company, and as such, shall have power to provide, procure, purchase, hold, lease, or rent, a suitable building, or buildings, constructed and adapted for the purpose of a public stock exchange, for the sale of stocks and loans, of every description, and shall have power, and are hereby authorized, to act as a public board of brokers, and in that capacity, shall make all sales of stocks and loans with open doors, and without any secret sessions whatever; and all parties, interested therein, shall have free access to witness the same, under such regulations, for the preservation of order, as may be provided for by the constitution and by-laws of the company.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the capital stock of said company shall consist of not less than forty, nor more than two hundred shares, of five hundred dollars each.

Capital stock.

SECTION 3. That the parties, hereinafter named, or a majority of them, may proceed to organize the same, whenever forty shares shall have been subscribed; and they shall, there-

Organization.

Election of directors.	upon, forthwith proceed to the election of not less than seven directors, who shall have the executive management of the company, and shall serve until the first Monday in January next, and until their successors shall be duly elected; and annually, thereafter, the stockholders shall elect a similar board of directors, in accordance with, and at such times as shall be designated by, their constitution and by-laws.
Officers.	SECTION 4. That the said directors shall have power to elect a president, treasurer, and such other officers as may be required by said constitution and by-laws; and in every election for directors, each stockholder shall be entitled to one vote for each share of stock he holds.
Votes.	
Seal	SECTION 5. That the said company shall have power to make and have a common seal, the same to alter and renew at pleasure, and also to establish such constitution and by-laws, as shall appear to be necessary and convenient, for the government of said corporation: <i>Provided</i> , That nothing, therein contained, shall be contrary to the provisions and regulations of this act of incorporation.
By-laws.	
Proviso.	
License to be obtained.	SECTION 6. That every member of the said corporation, engaged in the business of buying and selling any kinds of stocks and loans, on commission, shall first take out a license therefor, as provided by the laws of this commonwealth, and of the United States government.
Limitation.	SECTION 7. <i>Provided</i> , That the privileges, hereby granted, shall continue for thirty years, and no longer, unless extended, or renewed, by the legislature.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 573.

## An Act

To authorize the common council of the city of Harrisburg to vacate streets and alleys, or parts of streets and alleys, in said city, for the better accommodation of the passenger travel, by railroad, through said city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the common council of the city of Harrisburg be and they Council authorized to vacate such streets and alleys, or parts of streets and alleys, in said city, upon such terms and conditions as may be agreed upon, with the Pennsylvania Railroad Company, as in the judgment of said parties may be needful, to provide suitable depots and other accommodations, for the passenger travel, by railroad, of and through said city.

SECTION 2. That for the purpose of carrying into effect the provisions of the foregoing section, the said council is hereby authorized to make such contract, or contracts, as may be necessary; all of which shall be duly recorded, in the recorder's office, of the county of Dauphin.

SECTION 3. Any owner, or owners, of real estate, who may sustain damage, by reason of such vacating of any street, or alley, or any part of the same, may apply to the court of Dauphin county, and have the same assessed, in the manner provided for the assessment of damages, in the act incorporating the Pennsylvania Railroad Company, and its supplements; which said damages, when so ascertained and confirmed by the said court, or amicably agreed upon, between the parties interested, shall be paid by the Pennsylvania Railroad Company, to the person, or persons, legally entitled thereto.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 574.

## An Act

Relating to sheriff's and prothonotary's costs, in Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That from and after the passage of this act, when any writ of execution shall be issued out of the court of common pleas of Wayne county, directed to the sheriff of said county, and the plaintiff, his agent, or attorney, shall order the said writ stayed, in every such case, it shall be lawful for the said sheriff to refuse to return the said writ stayed, so far as relates to all unpaid sheriff's and prothonotary's costs, legally taxed on said writ; and unless the said costs be paid by the parties, the

Sheriff's and prothonotary's costs, in certain cases, relative to.

Proviso.

said sheriff may proceed with the execution of said writ, so far as to collect the same: *Provided*, That this act shall, in no wise, affect the rights of the plaintiff, to issue subsequent writs, for the collection of the judgment and balance of costs.

Unpaid fees on writs of *capias*, in trespass, or case, &c.

SECTION 2. That in all cases, when the said sheriff shall have in his hands any writ of *capias*, in trespass, or case, or any *subpoena* in divorce, it shall be lawful for him to demand and receive from the party, his agent, or attorney, issuing the same, all unpaid fees on the same, before he shall be obliged, by law, to make return thereof.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 575.

## An Act

Relative to weighing coal, in the city of Pittsburg.

Standard weight of bituminous coal fixed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the standard weight of bituminous coal, in the city of Pittsburg, be and is hereby declared to be seventy-six pounds, avoirdupois, to the bushel, of merchantable coal.

Councils to pass ordinances, impose penalties, &c., in reference thereto

SECTION 2. The select and common councils of the city of Pittsburg are hereby authorized and empowered to pass ordinances, to establish scales, or some other method, to ascertain the weight of coal, sold within the limits of said city; and to regulate, and compel persons to use, said scales, or other method of weighing coal, and may impose such penalties and forfeitures, as they may think proper, not exceeding one hundred dollars, for any offence, for violating the provisions of said ordinances.

Repeal.

SECTION 3. All acts of assembly, so far as they are inconsistent herewith, and supplied by this act, are hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 576.

## An Act

To incorporate the Central Turnpike Road Company, in the county of Allegheny.

WHEREAS, The Pittsburg and Coal Hill turnpike road, in the county of Allegheny, has, for several years, been abandoned by its president, managers and company, leaving the same in a very bad condition; therefore, for the purpose of putting the road in proper condition, and for the public good,

Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the rights, privileges, franchises, granted the president, managers and company of the Pittsburg and Coal Hill turnpike road, by an act of assembly, approved the eighth day of April, Anno Domini one thousand eight hundred and thirty-three, and the several supplements thereto, be and the same are hereby repealed.

Repeal of act incorporating the Pittsburg and Coal Hill Turnpike Company.

SECTION 2 That Isaac M. Pennock, William J. M'Creary, Orrin Newton, David Aiken, William A. Herron, John R. Baum, J. B. Anger and E. P. Jones, of Allegheny county, or a majority of them, be and they are hereby authorized and appointed commissioners to open books, and receive subscriptions, and organize a company, by the name, style and title of the Central Turnpike Road Company, with power to construct a turnpike road over and upon the bed of the Pittsburg and Coal Hill turnpike road, beginning at the line of the city of Pittsburg, and following the line of the said road to, and terminating at, the Greensburg and Pittsburg turnpike road, a distance of about four miles, subject to the provisions and restrictions of an act regulating turnpike and plank road companies, passed the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto, excepting that portion of which relates to the collection of tolls.

Commissioners

Title.

Route.

Subject to.

SECTION 3. That the company, hereby incorporated, shall have power to regulate their tolls, appoint toll-gatherers, and punish frauds, agreeably to the provisions and restrictions of the twelfth section of an act, entitled "An Act authorizing the governor to incorporate the Philadelphia and West Chester Turnpike Road Company," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and forty-eight: *Provided*, That if it shall be ascertained that the profits of the company will not produce a dividend, on the capital stock, of six per centum, per annum, then it shall be lawful for the president and managers to add to the tolls, herein authorized by this act, so as to produce that per centage; and if the tolls shall, at any time, produce a net income, exceeding

Tolls, toll-gatherers, &c., relative to.

Proviso.

ten per centum, per annum, then the tolls shall be reduced, so that the net income shall not exceed that amount.

Capital stock.

SECTION 4. That the capital stock of said company shall consist of three thousand shares, at ten dollars per share: *Provided*, That the said company may, from time to time, by a vote of a majority of the stockholders, at a meeting, called for that purpose, increase their capital so much as may be necessary, in their opinion, to complete the road, and to carry out the true intent and meaning of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

No. 577.

## An Act

Authorizing the school directors of Lower Providence township, in the county of Montgomery, to levy and collect tax, for the payment of bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

School directors  
authorized to  
levy tax.

That the school directors of the township of Lower Providence, in the county of Montgomery, be and they are hereby authorized to levy and collect, upon and from the taxable inhabitants of said township, a tax, which, in the aggregate, will be sufficient to pay the sum of seven hundred dollars, together with the expenses of collecting the same, for the purpose of refunding the same to certain parties, who have advanced the same, to fill the quota of said township, under the call of the President, made July eighteenth, Anno Domini one thousand eight hundred and sixty-four, for five hundred thousand volunteers.

How to be as-  
sessed, &c.

SECTION 2. Said tax shall be levied, assessed and collected, upon the real and personal property of said township, which is taxable for state and county purposes, and according to the valuation and assessment, returned to the commissioners, for the year one thousand eight hundred and sixty-four; and in addition, if the authority, hereinbefore conferred, is exercised by the said school directors, or a majority of them, they shall

also, at the same time, impose, upon each male taxable inhabitant, a poll-tax of one dollar.

Poll tax authorized.

SECTION 3. Should the amount of tax, levied and collected, exceed the whole sum, hereinbefore specified, the remainder shall be paid to the treasurer of the school board of said township, for school purposes.

Surplus, if any, to be paid to treasurer of school board.

SECTION 4. Whenever said tax shall have been so assessed, it shall be the duty of said school directors to issue their warrant and duplicate to the collector of state and county taxes of said township, for the collecting of said tax, in like manner as other taxes are collected.

Collection.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 578.

## A Supplement

To an act to incorporate the Millersburg and Raush Gap Railroad Company, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, authorizing an increase of capital stock, and of the amount that may be borrowed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Millersburg and Raush Gap Railroad Company are hereby authorized and empowered to increase the capital stock of said company, to fifty thousand shares, of fifty dollars each, in addition to the amount authorized by the second section of the act incorporating said company.

Increase of capital stock authorized.

SECTION 2. That the amount of money, authorized to be borrowed, by the said company, by the fourth section of said act of incorporation, be and is hereby increased to five hundred thousand dollars.

May borrow an additional amount of money.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 579.

## An Act

To establish a ferry over the Allegheny river, at, or near, the place where the road leading from the Clarion and Tionesta road to Plummerville, in Venango county, crosses the said river.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Ferry authorized.

That Hugh C. Graham, his heirs and assigns, shall have the right and privilege, at his own expense, to make good and convenient landings, on each side of the Allegheny river, at, or near, the place where the road, leading from the Clarion and Tionesta road, to Plummerville, in Venango county, crosses the said river, and to use the said river, between the said landings, as a public ferry; also, the right and privilege of erecting posts on any land, or lands, contiguous thereto, and to extend therefrom, and across the Allegheny river, a chain, or wire, in order to facilitate the crossing of said stream; and also, the right and privilege of making all necessary roads, to connect their landing with the public roads: *Provided*, That the said Hugh C. Graham, and his heirs and assigns, shall pay to the owner, or owners, of the land, or lands, on which the said landings, or other improvements, hereby authorized, shall be made, all damages, which shall accrue to the said owner, or owners, in consequence thereof, to be assessed in the same manner as damages for the opening of private roads are now, by law, assessed; but the said Hugh C. Graham, his heirs and assigns, shall have the right to make said improvements immediately: *Provided*, That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said river.

Damages, relative to.

Navigation not to be obstructed.

Landings, ferry, &c., to be kept in good order.

*SECTION 2.* That the said Hugh C. Graham, his heirs and assigns, shall keep the said landings, ferry and roads in good order and repair, fit for the transportation and passage of travelers, teams and carriages, of all descriptions, and keep good and sufficient boats and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend, for the purpose of carrying passengers, teams, carriages, and so forth, across said river, with reasonable diligence and care.

Rates of toll.

*SECTION 3.* That the rates of toll shall be the same as contained in the third section of an act, entitled "An Act to establish a ferry over the Allegheny river, at Franklin, in the county of Venango," approved March, Anno Domini one thousand eight hundred and sixty-four.

Penalty for injuries to property.

*SECTION 4.* That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its



mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall each of them forfeit and pay, to the said Hugh C. Graham, his heirs and assigns, the sum of thirty dollars, in addition to all damages, sustained by the owner, or owners, of said ferry, to be recovered as debts of like amount are, by law, recoverable, but without stay of execution, or relief from any law of this commonwealth, exempting property from levy and sale for debts.

SECTION 5. That all persons, except the said Hugh C. Graham, his agents and assigns, are hereby prohibited from using the said Allegheny river, for the purpose of a ferry, within the distance of one mile of said established ferry; and any person, or persons, violating the provisions of this section, of this act, shall forfeit and pay, to the said Hugh C. Graham, his heirs and assigns, the sum of fifty cents, for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the above-mentioned bounds, to be recovered as the penalties, in the fourth section of this act, are recovered.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 580.

## An Act

To increase the compensation of county commissioners, jurors and witnesses, in the county of Fulton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the county commissioners of Fulton county shall each receive, of the county treasury, the sum of two dollars, for each and every day necessarily employed by them, or either of them, in attending to the duties of said office.

SECTION 2. That from and after the passage of this act, every person who shall serve, or attend, as a juror, in any court, in said county, shall be entitled to receive, from the treasurer of said county, upon a warrant, drawn by the commissioners

Prohibition.

Penalty.

Compensation  
of commission-  
ers.

Jurors.

thereof, one dollar and fifty cents, for each day's service, or attendance, as aforesaid.

Witnesses.

SECTION 3. That from and after the passage of this act, the payment of witnesses, in said county, shall be as follows, to wit: for each day's attendance at court, when the witness does not reside in, nor within one mile of, the county seat, the sum of one dollar, for each day's attendance at court; when he resides in, or within one mile, the sum of eighty cents, to be paid as directed by existing laws, in relation thereto; and that so much of any other act, or acts, of assembly, as is hereby altered, or supplied, be and the same is hereby repealed.

Repeal.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 581.

## An Act

To prevent impositions in the renting of stalls and stands, in the market houses belonging to the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, the commissioner of markets, of the city of Philadelphia, be and he is hereby empowered to administer an oath, or affirmation, to such person, or persons, renting stalls, or stands, in any of the market houses, belonging to said city; for which service, he shall be entitled to charge and receive the same fees, as are authorized to be charged for similar services, by aldermen of said city.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 582.

*An Act*

To prevent the storing of gun-powder, in the borough of Treverton, Northumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall not be lawful for any person, or persons, to store blasting, or gun-powder, within the limits of the borough of Treverton, Northumberland county; and any person, or persons, so offending, shall be liable to a fine, not to exceed one hundred dollars, for each and every offence, so committed, to be sued for and collected, as other similar fines are now, by law, collected; one-half to go to the informer, and the other half, to the school fund of said borough.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 583.

*An Act*

Authorizing the school directors of the several school districts of Pine Grove township, Schuylkill county, to levy an additional tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors, in the several school districts of Pine Grove township, in the county of Schuylkill, are hereby authorized to levy and collect a tax, in addition to the tax now

authorized by law, for the purpose of paying the sum of eight thousand dollars, incurred in paying bounties to volunteers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 584.

## An Act

Relative to the Chambersburg and Bedford turnpike road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Increase of tolls  
authorized.

That from and after the passage of this act, it shall be lawful for the president and managers of the Chambersburg and Bedford Turnpike Road Company, to increase the tolls, that they have heretofore been authorized, by law, to charge persons traveling over their road, so that the same shall not exceed the following rates, and to demand, collect and receive the same, in the manner provided in their charter: for every horse and rider, or led horse, for each mile traveled, one cent; for every score of hogs, for each mile traveled, one and one-half cents; for every score of sheep, for each mile traveled, one and one-half cents; for every carriage, with one horse, for each mile traveled, one and one-half cents; for every coach, phaeton, or chaise, with two horses, for each mile traveled, three cents; for every other carriage of pleasure, the like sums, according to the number of horses drawing same; for every stage wagon, with four horses, for each mile traveled, five cents; for every stage wagon, with two horses, for each mile traveled, three cents; for every sleigh, or sled, for each horse drawing same, for each mile traveled, one cent; for every cart, or wagon, the wheels whereof do not exceed four inches in breadth, for every horse drawing same, for each mile traveled, one cent: *Provided*, That the power to increase tolls, hereby granted, shall not be so exercised by the officers of said company, as to increase the net receipts of their road beyond four per cent. per annum, on the capital stock of said company, for two consecutive years.

Limitation.

SECTION 2. That the act of assembly of the sixth of March, Anno Domini one thousand eight hundred and forty-seven,



entitled "An Act requiring banks and other corporations to give notice of unclaimed dividends, deposits and balances, in certain cases," is hereby repealed, so far as the same applies to the Chambersburg and Bedford Turnpike Road Company. Repeal of certain provision relative to unclaimed dividends, &c.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 585.

## An Act

To authorize the Northern Central Railroad Company to construct a public road and stone fence, between their line of railroad and Berry's mountain, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Northern Central Railroad Company be and they are hereby authorized to construct a public road, between their line of railroad and Berry's mountain, in the county of Dauphin, and build a stone fence, between said public road and railroad.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 586.

## Supplement

To the act incorporating the Union Mutual Insurance Company of Westmoreland county, authorizing said company to divide property, to be insured, into two classes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in addition to the general powers, or privileges, of a corporation, granted by the act incorporating the above named company, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, it shall have power, by its directors, to divide all property, hereafter insured in said company, into two distinct classes; in the first class, may be insured the less hazardous description of property, and be called the farmers' class; and in the second, may be insured the more hazardous description of property, and be called the merchants' class; the policy of each member shall designate the class of risk, with which he is associated; and the cash premiums and deposit note of each class, and the assessment, for which members may become liable, shall be held and assessed to pay the losses, accruing in the respective classes to which they belong, and no other; and the general expenses of the company shall be appointed to the classes, accruing to the amount insured in each.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 587.

## An Act

To declare valid a certain conveyance of real estate.

WHEREAS, The Girard National Bank, by deed of conveyance, dated December twentieth, one thousand eight hundred and sixty-four, granted to Margaret C. Naglee Bruner, in fee, certain messuages, and six contiguous tracts, or pieces, of land, with the improvements and appurtenances, situate in the city of Philadelphia, late the townships of Bristol and Oxford, in Philadelphia, as by reference to said deed of conveyance, will fully appear; which said premises were purchased, at sheriff's sale, by said Girard Bank, and conveyed to William Hay, in trust, for said bank, by sheriff's deeds, acknowledged, respectively, April sixteenth, one thousand eight hundred and fifty-nine, and June eighteenth, one thousand eight hundred and fifty-nine:

*And whereas*, The said premises were held, by the Girard Bank, for a longer period than five years, prior to said deed of conveyance, to the said Margaret C. Naglee Bruner; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the said deed of conveyance, by the Girard National Bank, to the said Margaret C. Naglee Bruner, shall be and the same is hereby declared to be a valid and effectual grant, to her, of said premises, in fee, notwithstanding the said lapse of more than five years, from the acquisition thereof, by the Girard Bank, and notwithstanding any claim, or right, accruing, or accrued, to the commonwealth, by reason of such lapse of time, or otherwise; and any such claim, or right, is hereby released, and the title of said Margaret C. Naglee Bruner, to said premises, is hereby confirmed, free, clear and discharged, of any such right, or claim, of the commonwealth, and free and clear of all defect, by reason of the Girard Bank having held said premises for a longer period than five years, prior to the deed of conveyance, to her, aforesaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 588.

## An Act

Relating to returns, by collectors of taxes, upon unseated lands, in the county of Potter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the commissioners of Potter county, and they are hereby required, to receive, at any time, within sixty days after the passage of this act, from any collector of taxes, in said county, or the proper officer of any school district, who has omitted, or neglected, to make return of unseated lands, or lots, as now required by law, such lists of unseated lands, or lots, in their respective townships, or school districts, upon which either the state, county, school, school building, bounty, or road taxes, for the years one thousand eight hundred and sixty-three, or sixty-four, remain due and unpaid, to be received, in like manner, and with the same force and effect, as if the same had been returned, within the time required by existing laws; and sales, by the treasurer of said county of Potter, of any of such lands, or lots, for said taxes, which shall, hereafter, be made, in all other particulars, in conformity with the laws of this commonwealth, shall be as valid and effectual, as if the said list of unseated lands, or lots, had been made within the time, and in the ordinary manner: *Provided*, That no sale shall be made, of any such lands, or lots, so returned, as aforesaid, in pursuance of the provisions of this act, before the expiration of one year from the passage of the same: *And provided further*, That if the collector of any school taxes, in any school district in said county, shall neglect, or refuse, to make return, as aforesaid, that it shall be lawful for the president of the board of school directors to make said return of unseated taxes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 589.

## A Supplement

To an act, entitled "An Act to validate the judgment docket entries, made by the prothonotaries of certain counties, in this commonwealth."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to validate the judgment docket entries, made by the prothonotaries of certain counties, in this commonwealth," approved May sixth, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby extended to the county of Lebanon.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 590.

## An Act

Authorizing the Saint Paul's Methodist Episcopal church, of Philadelphia, to enlarge and extend their church building.

WHEREAS, Paul Beck, Junior, and Mary H., his wife, by indenture, dated the twenty-ninth day of November, Anno Domini one thousand eight hundred and thirty-eight, granted and conveyed, unto the said Saint Paul's Methodist Episcopal church, of the city and county of Philadelphia, a certain lot, or piece, of ground, with the brick church thereon erected, situate on the north side of Catharine street, between Sixth and Seventh streets, in the late township of Moyamensing, which said indenture contains a clause restricting said grantees, their successors and assigns, from building, on any portion of said lot of ground, except the part then occupied by said brick church, any building, to a greater height than fifteen feet :

*And whereas,* The present wants of the congregation, wor-

shipping in said church, require that said building should be enlarged and altered, both back and front, and that the Sunday school building, proposed to be erected, in the rear of said church, should be made two stories in height ; therefore,

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Saint Paul's Methodist Episcopal church, of the city and county of Philadelphia, be and they are hereby authorized to enlarge and extend said church building, either in front, or rear, and to build and erect, in the rear of the church, a building, for school purposes, two stories in height : *Provided,* That the extension, to the front of said church building, shall not exceed twenty feet in length.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 591.

## An Act

To prevent the killing of any quail, partridge, or pheasant, in the counties of Lawrence and Mercer.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be unlawful, hereafter, for any person to shoot, trap, or in any other manner kill, or destroy, any quail, partridge, or pheasant, within the counties of Lawrence and Mercer, for the purpose of selling the same ; nor shall it be lawful for any person, for any purpose whatever, so to kill, or destroy, any quail, partridge, or pheasant, between the first day of January, and the first day of September, in each year ; nor at any other time, within the enclosed premises of any person, without the consent of the owner of such enclosed premises.

*SECTION 2.* That any person, violating the provisions of this act, shall, for every such offence, be fined the sum of five dollars, to be recovered, by summary proceeding, before any justice of the peace of the county ; and the informant, or complainant, shall be a competent witness.

The killing of  
quail, &c., pro-  
hibited.

enalty.

SECTION 3. That one-half of all penalties, recovered under Appropriation the act, shall go to the school fund of the district, where such of penalties. recovery is had, and the other half, to the informer.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 592.

## An Act

To refund certain money, received and retained from James T. M'Junkin, by the State Treasurer, in a mistake of the facts.

WHEREAS, By the provisions of an act of assembly, passed in Anno Domini one thousand eight hundred and sixty-four, James T. M'Junkin, a former register and recorder of Butler county, was released from the payment of the interest, due the commonwealth, on his indebtedness :

*And whereas*, The said bill became a law, at the adjourned, or August session, of the year one thousand eight hundred and sixty-four, for want of being returned, within the proper time, to the Senate, where it originated :

*And whereas*, The said James was an officer in the House of Representatives, and had a salary owing to him, from the commonwealth, for the same, and the state treasurer withheld the same from him, and applied a sufficient amount of the same to pay principal and interest of said debt, due the commonwealth, against, and in violation of, the provisions of said bill, before it became a law, during the recess ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the state treasurer is hereby required to refund, to the said James T. M'Junkin, the amount of interest, received by the commonwealth, during the recess of one thousand eight hundred and sixty-four, on his indebtedness to the commonwealth.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 593.

**An Act**

To enable the stockholders to re-build the Lewisburg bridge, and to establish, in the meantime, a ferry.

Preamble.

WHEREAS, The recent extraordinary freshet, in the West Branch of the Susquehanna river, has swept away the bridge, that was across said river, at the borough of Lewisburg; therefore,

Stockholders refusing, or neglecting, to subscribe towards the re-building of the bridge to forfeit their original stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any of the stockholders of the Lewisburg Bridge Company, who shall refuse, or neglect, after thirty days' notice, either personally, by letter, or publication in one newspaper, published in the county of Union, to subscribe an equal number of shares of stock, to what is now held, by such person, or persons, towards the re-building of said bridge, then and in that case, the person, so neglecting, shall forfeit their old stock in said bridge, and the same become vested in the stockholders that may subscribe, within the period aforesaid, in proportion to the stock they now hold.

Authorized to establish a ferry.

SECTION 2. That until said bridge is re-constructed, the Lewisburg Bridge Company shall have power to establish a ferry, at said borough of Lewisburg, across said river, and that no other person shall be allowed to ferry, within one mile of said bridge; subject to such rates of charges as may be fixed by the court of quarter sessions of Union county, on petition of any three citizens, who may feel aggrieved by excessive tolls, should said company charge such excessive rates.

Prohibition.

Rates of charges

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 594.

**A Further Supplement**

To the act incorporating the North Pennsylvania Railroad Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the North Pennsylvania Railroad Company be and it is hereby authorized to charge, for tolls and transportation, on that part of its road, laid in the streets of Philadelphia, and worked by horse, or mule, power, the same rates as those authorized, by law, to be charged upon the railroad upon Willow street, with which the North Pennsylvania railroad connects : *Provided,* That this act shall not authorize any charge to be made, beyond that already authorized, by law, on coal, brought to Philadelphia over their road.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 595.

**A Further Supplement**

To an act to incorporate the city of Philadelphia, approved February fourth, Anno Domini one thousand eight hundred and sixty-four, equalizing the territories and taxable inhabitants of the Eighteenth and Nineteenth wards, of the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, that all that portion of the Nineteenth ward of the city of Philadelphia, lying within the following limits and boundaries, viz : commencing at a point on Norris street and Gunner's Run canal; thence, northwardly, by the said Gunner's Run canal, to Lehigh

avenue; thence, eastwardly, by Lehigh avenue, to the river Delaware; thence, by the river Delaware, to Norris street; thence, westwardly, by Norris street, to Gunner's Run canal, the place of beginning, is hereby attached to the Eighteenth ward, of the city of Philadelphia, and shall form the eleventh election division of the said Eighteenth ward.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 596.

## An Act

To correct errors in the payment of bounties to volunteers, in the county of Potter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all bonds, heretofore issued, by the commissioners of the county of Potter, or the supervisors of any township, in said county, or the school directors of any school district, in said county, are hereby declared legal and valid; and all assessments of taxes, heretofore made, by the proper officers of any of the aforesaid municipal corporations, are hereby declared legal and valid, and binding upon said municipal corporations, and upon the owners of property situate in said county: *Provided,* That this act shall not be so construed so as to make legal and valid, any bonds, issued without authority of existing laws, for the payment of bounties to drafted men, or substitutes for drafted men.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 597.

## An Act

To incorporate the Colebrookdale Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

John W. Royer, M. H. Richards, William A. Church, H. M. Albright, John L. Bell, John S. Hilles, David J. Brown, and their associates, and such persons as shall become stockholders therein, be and they are hereby created a corporation, by the name of the Colebrookdale Railroad Company, and with all

Corporators.

the powers and privileges, needful and necessary, to enable them to construct, equip, use and manage, the railway and branches, by them to be constructed, with a capital stock of

Name.

Privileges.

one thousand shares, of fifty dollars each, to be subscribed for, or disposed of, in whole, or in part, from time to time, as the board of directors of the said corporation shall deem proper, and with power, in the stockholders thereof, to increase the same, from time to time, not exceeding, in the whole, five hundred thousand dollars; and the said company may, at any time, for such sum as they may deem expedient for the construction and equipment of the road, hereby authorized to be built, issue bonds therefor, in sums not less than one hundred

Capital stock.

dollars, payable at such times, on such terms, and with such interest, as they may deem expedient, and dispose of the same, at such rates as they may deem proper, and may secure the payment thereof by a mortgage, or mortgages, upon the said railroad, income and property, real or personal, acquired, or to be acquired, and upon the corporate franchises and privileges of the said company.

May issue bonds, secured by mortgages.

SECTION 2. That said company shall have power to locate and construct a railway, with single, or double, track, and with all the necessary appurtenances, and to equip and use the same, beginning at a point on the Philadelphia and Reading

Construction of railway authorized.

railroad, and connected therewith, at, or near, Pottstown, and thence, extending, by such route as the directors of the said company may deem most advisable, to Boyerstown, with the right to extend, from any point on said road, a railroad to

Ronte.

connect with the East Pennsylvania railroad, in the county of Berks, and to extend a branch therefrom, to, and to connect with, the Catasauqua and Foglesville railroad, and to connect with, and cross, at grade, any railroad in, or at the termini of, their route, and with power to construct branches therefrom, no one of which shall exceed nine miles, in length, and to conduct the affairs of said corporation.

May connect with other roads, and construct branches

SECTION 3. That the corporators shall be the directors of the said company, until the third Monday of January, ensuing the passage of this act, on which day, and annually, thereafter,

Corporators to act as directors, until election.

the stockholders shall, on such notice as the board of directors may prescribe, elect a president and six directors, who shall continue in office until their successors be elected, the corporators to elect one of their number to be president, until the said first annual meeting; the president and directors shall issue, in such form and conditions as they may prescribe, certificates of stock, transferable upon the books of the company; and if the said corporators shall dispose of the said stock by subscription, then the same shall be made and taken, as provided in the eighth section of the act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine; and the said company, except as herein otherwise specially provided, shall have all the rights and privileges, and be subject to all the restrictions, set forth in the said act; and the road thereof shall be commenced within five, and finished within ten, years.

Officers, election of, &c.

Certificates of stock.

Subscriptions, relative to.

Subject to.

When road to be commenced and completed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 598.

## An Act

For the improvement of Hiland avenue, in the township of Collins, county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall and may be lawful for the qualified electors of Collins township, in the county of Allegheny, residing on Hiland avenue, to meet at the school house, on said avenue, near the turnpike road, on the third Friday of April next, and annually thereafter, and elect, by ballot, one person to serve as street commissioner of said avenue, for one year next ensuing such elections.

Street commissioner to be elected.

Commissioner and supervisors to apportion road taxes.

SECTION 2 That it shall be the duty of the said commissioner and the supervisor, or supervisors, of Collins township, on, or before, the first Monday of June, in each year, equitably and ratably to apportion and ascertain the proportion of road taxes, annually assessed in said township, on the



real estate, situate on said avenue and adjacent thereto, and on the personal estate, offices, trades and occupations of the taxables, residing thereon, or adjacent thereto; and when so apportioned and ascertained, it shall be the duty of said commissioner to collect said taxes, in the same manner as road taxes are now, by law, collected, in said township, and expend the same in making, amending, grading, macadamizing and keeping said avenue in perpetual good repair.

How to be collected and expended.

SECTION 3. That should said road tax, in any one year, in the opinion of the said commissioner, be insufficient for the purposes aforesaid, that it shall and may be lawful for him, and he is hereby authorized, to assess, levy and collect such additional sum, or sums, as shall and may be necessary to macadamize and keep in good repair the said avenue, as aforesaid; the same to be levied and collected, from the owner, or owners, of the property, bounding and abutting on said avenue, by an assessment of an equal sum per foot front of said properties, on said avenue; the same to be collected, by said commissioner, as road taxes are now, by law, collected in said township.

If insufficient, commissioner may levy an additional tax.

How to be assessed, &c.

SECTION 4. That the said commissioner shall be entitled to the like fees, powers and privileges, and subject to the same duties and responsibilities, as such commissioner of Hiland avenue, as are now, by law, given and imposed on the supervisors of said township.

Powers, duties and fees of commissioner.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 599.

## An Act

For the better management of the Allegheny county prison.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the persons, now holding the following offices, and their successors, in Allegheny county, shall compose a board, to be known by the name and style of Inspectors of the Allegheny county prison, to wit: the judges of the court of common pleas and district court of said county, the sheriff, controller

Board of inspectors constituted.

- The safe keeping of prisoners, government, &c., vested in said board.
- Responsibility of sheriff to cease.
- Proviso.
- Organization.
- Powers and duties of the board
- Warden to be appointed.
- Deputy warden.
- Expenses, how to be paid, &c.
- Contracts, relative to.
- Warden to give bond.
- and county commissioners thereof, the mayors of the cities of Pittsburgh and Allegheny; in which board, and the officers appointed by it, the safe keeping of prisoners, the discipline, government and management of said institution, shall be exclusively vested, and that the present responsibility of the sheriff of said county, in regard to the safe keeping of prisoners, shall cease and determine, on their committal to said prison, and the salary now allowed him, by law, for jailor and assistant jailor, shall also cease: *Provided*, That the present sheriff shall not be required to serve as one of said inspectors.
- SECTION 2. That within thirty days after the passage of this act, the above named board shall meet and organize, by the election of a president and secretary; the board shall meet monthly, or oftener, if required, and keep regular minutes of their proceedings, in a book, to be filed with the financial records of the county, and shall make such rules and regulations, for the government of the prison, as may be deemed necessary; the board shall appoint a warden of the prison, at an annual salary of one thousand dollars, payable quarterly, from the county treasury, who shall reside in the building, and not absent himself at night, without the written consent of two members of said board; the warden, subject to the approval of the board, may appoint any deputy, or assistant, required, in taking care of the prison, and pay the same, not exceeding six hundred dollars per annum.
- SECTION 3. That all the expenditures, required for the support and maintenance of prisoners, the repairs and improvement of said prison, shall be paid from the county treasury, by warrants, drawn in the mode now prescribed by law, on the regular appropriation for the purpose; but no warrant shall be certified for by the controller, for any expense connected with the prison, unless on vouchers, approved by said board, and endorsed by the president and secretary thereof; and all contracts, involving an expenditure of over one hundred dollars, shall be publicly advertised in the newspapers, authorized to do the county advertising, and be given to the lowest and best bidder; and it is hereby provided, that the contract, now in existence, for furnishing bread to said prison, made with Hugh Ward, for six months, from January fifteenth, one thousand eight hundred and sixty-five, shall not be affected by the passage of this act.
- SECTION 4. That the warden, at the time of his appointment, shall give bond, with good and sufficient security, to be fixed and approved by the board, for the faithful performance of his duty, and may, at any time, be removed, for misconduct, or inefficiency.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 600.

**An Act**

To increase the compensation of certain officers, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for a period of two years, commencing the first day of November, one thousand eight hundred and sixty-four, the county commissioners of Berks county shall each receive, out of the treasury of said county, a compensation, for their services, five hundred dollars per annum; and the directors of the poor and house of employment of said county, the sum of two hundred dollars per annum, each; and the county auditors of said county, the sum of one hundred dollars per annum, each; and the said county commissioners are hereby authorized to fix the annual salary of their clerk, at any sum, not exceeding eight hundred dollars.

SECTION 2. That for a period of two years, from and after the passage of this act, the pay of each of the several township, ward, or borough, officers, in said county of Berks, hereinafter named, for each day necessarily employed, in the discharge of their respective official duties, shall be as follows, to wit: supervisors, one dollar and fifty cents per day, and assistant assessors, one dollar and fifty cents per day, and township auditors, one dollar and fifty cents per day.

SECTION 3. That all existing laws, or portions thereof, inconsistent herewith, be and they are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 601.

## An Act

To enable the county commissioners of Jefferson county to exonerate the tax collectors, of certain uncollectable militia tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the commissioners of the county of Jefferson are hereby empowered to exonerate any tax collectors of said county, of uncollectable military taxes, as fully, and with the same effect, as though the same had been done, within the time now specified by law: *Provided*, Said exoneration be claimed, and presented to the said commissioners, within four months after the passage of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 602.

## An Act

Relative to the pay of jurors and witnesses, in the counties of Potter and Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act, the pay of jurors, in the counties of Potter and Tioga, shall be one dollar and fifty cents per diem, in addition to the mileage now allowed by law; and the pay of witnesses, in attendance upon the court of common pleas, quarter sessions, and oyer and ter-



miner, shall be one dollar per day, in addition to the mileage now allowed by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 603.

## An Act

Relating to the payment of bounties to volunteers, in the borough of Apollo, Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the *per capita* tax, now provided for in the act of assembly, relating to bounties to volunteers, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, and the various supplements thereto, in so far as it relates to persons liable to draft, the corporate authorities of the borough of Apollo, in the county of Armstrong, are hereby authorized and empowered to levy and assess a sum, not exceeding twenty dollars, upon every citizen of said borough, who shall be liable to draft, for the purpose of discharging all indebtedness, that may have been, or may hereafter be, incurred, by the said authorities, by the payment of bounties to volunteers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 604.

*An Act*

Relating to bounties, in East Hanover township, Lebanon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of East Hanover township, Lebanon county, be and they are hereby authorized to levy and collect an additional bounty tax, including a *per capita* tax, not exceeding fifteen dollars, on each person subject to draft, to enable them to pay a bounty, not exceeding two hundred dollars, in addition to the amount now allowed by law, in order to fill the call of December nineteenth, Anno Domini one thousand eight hundred and sixty-four, for three hundred thousand men: *Provided*, That any action, by said directors, heretofore had, to the effect aforesaid, be and the same is hereby legalized.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

No. 605.

*An Act*

To exempt from taxation Christ Church Hospital and the Union Temporary Home for children, both of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the buildings of Christ Church Hospital, situate in the Twenty-fourth ward, of the city of Philadelphia, and the property of the Union Temporary Home for children, be and

they are hereby exempted from all taxation, except for state purposes.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 606.

## An Act

To incorporate the Seamen's Boarding House Keepers' Association of the city of Philadelphia.

WHEREAS, It has become necessary, in large cities, to provide for and furnish vessels, engaged in the merchant service, sailing from the port of Philadelphia, the best and most competent class of seamen, to facilitate merchants and masters of vessels in obtaining a safe and reliable crew; to use every proper and lawful means to surrender seamen, deserting from any vessel, in the river Delaware, to the owners, or consignees of said vessel, and to protect masters of vessels and seamen themselves from imposition, by irresponsible shipping houses of the city of Philadelphia; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John O. Grady, William Blancois, Thomas Hudson, Benjamin Baker, Henry O'Brien, Daniel Harrington, William Taylor, Robert Erven, John Johnson, and all other persons

who now are, or hereafter may be, associated with them, and their successors, be and they are hereby created and erected into a body politic and corporate, in deed and law, by the name, style and title of the Seamen's Boarding House Keepers' Association of the city of Philadelphia; and by that name, shall have perpetual succession, and be able to sue and be sued; plead and be impleaded, answer and be answered, in all the courts of law, or equity, within this commonwealth, and elsewhere; and, also, to be able to take and hold, to them and their successors, either by grant, gift, devise, lease, absolute purchase, any lands, or real estate, for the purpose of erecting thereon any buildings, for the use of said association; and, also, to take and hold, for the use of said association, any goods and chattels, sum, or sums, of money, by gift, grant,

Preamble.

Corporators.

Title.

Powers and privileges.

- bargain and sale, will, devise, bequest, loan, stock, or otherwise, from any person, or persons, whatsoever, capable of making the same, and the same, at their pleasure, to grant, bargain and sell, for the use of said association, and generally, to perform all and singular, the matters and things which may be lawful for them so to do, and to perform, for the well-being and management of the affairs of said association: *Provided*, That the real estate, of which the said corporation shall at any time be possessed, shall not exceed the yearly income of two thousand dollars.
- Limitation.** SECTION 2. That it shall be lawful for the said corporation to have a common seal, and the same to change, alter and renew, at pleasure; and shall have and exercise all the rights and privileges necessary for the purpose of the corporation, hereby constituted; and shall have power and authority to make by-laws, conformable to this charter, and not in violation of the laws of the commonwealth, or of the United States.
- Seal.**
- By-laws.**

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 607.

## An Act

Repealing an act authorizing the inspectors of the Lancaster county prison to send vagrants, insane and idiotic persons, to the poor house of said county, for the unexpired term of their respective sentences, approved March sixteenth, Anno Domini one thousand eight hundred and sixty-one, so far as relates to vagrants.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That an act, entitled "An Act supplementary to an act relative to the Lancaster county prison," passed February nineteenth, one thousand eight hundred and fifty-one, authorizing the inspectors of the Lancaster county prison to send vagrants, insane and idiotic persons, to the poor and house of employment of Lancaster county, until the expiration of their respective sentences, approved on the sixteenth day of March,



Anno Domini one thousand eight hundred and sixty-one, be and the same is hereby repealed, so far as relates to vagrants.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 608.

## An Act

Relative to the levying of a special tax, in the townships of Greenwich and Albany, in the county of Berks, for the re-imbursement of such citizens, who have advanced and contributed of their own funds, for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the board of school directors, or supervisors, of Greenwich and Albany townships, Berks county, to levy and collect a special tax, the same as other county, city, ward, borough, or township, taxes are levied and collected, for the relief of the citizens of said township, from their indebtedness, incurred in raising funds to procure volunteers and pay bounties to the same, to fill the quota of said townships, under the late call, made by the President, and to re-imburse such citizens, who have, or may advance and contribute, for said purpose: *Provided,* Such indebtedness was incurred and advanced, and contributions made, with the understanding and agreement, that a tax should be levied to re-pay the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 609.

**An Act**

To vacate a part of Ash street, in the Eighteenth ward of the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Ash street, north-westwardly, from Thompson street to Almond street, in the Eighteenth ward of the city of Philadelphia, be and the same is hereby vacated.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 610.

**An Act**

To authorize the passenger railway companies, in Allegheny county, to change the time of declaring dividends; to use dummy engines, outside of city and borough limits; and to permit the Pittsburg, Allegheny and Manchester Railway Company to increase its rate of fare.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, all street passenger railway companies, of the county of Allegheny, shall have the privilege of changing the time of declaring their dividends, to the months of May and November, instead of July and January, as now established.

Authorized to  
change the time  
of declaring  
dividends.

May use dummy  
steam cars,  
within certain  
limits.

**SECTION 2.** The railways, above named, shall have the privilege of using the dummy steam car, on their respective railways, anywhere beyond the limits of the cities and boroughs, through which the said railways are now laid.

SECTION 3. That during the period of one year, from the passage of this act, the Pittsburg, Allegheny and Manchester Railway Company, of said county, in lieu of present rates, may charge each passenger seven cents: *Provided*, That said company shall be required to sell sixteen tickets for one dollar.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 611.

## An Act

To incorporate the Sullivan and Erie Coal and Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That M. C. Mercur, C. F. Weller, Junior, George D. Jackson, Michael Meylert, Ulysses Mercur, James Langdon and F. L. Page, their associates, successors and assigns, be and they are hereby constituted a body politic and corporate, by the name, style and title of the Sullivan and Erie Coal and Railroad Company, with all the rights, privileges and franchises, incident to a corporation, with power to purchase and hold real estate, in fee simple, or by lease, in the counties of Sullivan and Bradford: *Provided*, That the amount of land they shall hold, in fee simple, shall not, at any one time, exceed six thousand acres.

SECTION 2. The said company shall have the right to mine, prepare, transport to market and sell the coal and other products of their lands, and to lease, or sell, their lands and the minerals, or any portion thereof.

SECTION 3. The said company shall have the right to construct and operate a single, or double, track railroad, from the coal fields of Sullivan county, by the way of Towanda, to form a connection with the New York and Erie railroad, between the Chemung and Susquehanna rivers, with authority to connect with any canal, or other railroad, in the line of their route, and to use, as a part of their line, the track, or grade, of other railroads: *Provided*, The consent of said road, or roads, is first obtained; with power to construct branches, or lateral roads, to any point, in the counties of Bradford, Sulli-

van, or Wyoming; and in the location, construction and management of said railroad and branches, said company shall have all the powers, privileges and immunities, and be subject to all the restrictions, of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

**Capital stock.** SECTION 4. The capital stock of said company shall consist of two thousand shares, of one hundred dollars each, with the right of the company to increase their capital stock, from time to time, to such an amount as, in their opinion, may be necessary to carry out the true intent and meaning of this act; and the said company may borrow money, to an amount, not exceeding their capital stock, and issue therefor, from time to time, the bonds of the company, with interest, not exceeding seven per centum per annum; and for securing the payment of said bonds, with the interest, execute a mortgage, or mortgages, of and upon their road and property, or upon any portion of either.

**May borrow money and issue bonds therefor.**

**Management.** SECTION 5. The affairs of said company shall be managed by a board of managers, to consist of not less than three, or more than seven stockholders, who shall elect one of their number president, and shall have power to make and establish such rules, regulations and by-laws as they may deem necessary, for the proper and efficient management of their business, with the right to alter and amend the same, from time to time.

**By-laws.**

**Telegraph line authorized.** SECTION 6. The said company shall have power to construct, operate and maintain a telegraph line, from Laporte, Sullivan county, by the way of Dushore, to Towanda.

**Individual liability.** SECTION 7. The stockholders of said company shall be jointly and severally liable, in their individual capacities and estates, for all debts due to workmen and laborers, employed by them, and for supplies furnished said company, to be sued for and collected, as is provided by the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved April fifth, Anno Domini one thousand eight hundred and fifty-three: *Provided*, They shall not be individually liable for any bonded debt of the company.

**Bonus.** SECTION 8. The said corporation shall pay, to the treasurer of the commonwealth, a tax of one-half of one per centum on the capital stock thereof, and upon all increase of the same, payable in four equal, annual, instalments, the first payment to be made, within one year from the subscription to, and payment of, said stock.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 612.

## An Act

Granting a pension to William Sergeant.

WHEREAS, William Sergeant, a private in company E, Fifty-third regiment, Pennsylvania volunteers, lost both his arms, in the battle of Fair Oaks, before Richmond, on the first day of June, Anno Domini one thousand eight hundred and sixty-two, and is consequently disabled for life; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby directed to place the name of the said William Sergeant on the list of pensions, at the rate of eight dollars per month, commencing from the date of his loss, to wit: the first day of June, Anno Domini one thousand eight hundred and sixty-two, to continue for, and during, his natural life.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 613.

## An Act

To authorize the qualified electors of the borough of Oil City, in the county of Venango, to hold a special election, for the election of borough officers.

WHEREAS, At the time fixed by law for holding the borough election, in Oil City, in the county of Venango, the citizens of said borough were prevented from holding an election, in consequence of the late unprecedented flood in Oil creek:

*And whereas,* Unless another day be fixed, by law, for

holding an election, said borough will be left without officers to administer its affairs ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the borough of Oil City, in the county of Venango, be and they are hereby authorized to meet, at the usual place for holding elections, on Wednesday, the twenty-sixth day of April, Anno Domini one thousand eight hundred and sixty-five, and elect such officers, for said borough, as are authorized by law ; notice of said election to be given, in the usual manner.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 614.

## An Act

Supplemental to an act relative to additional water works, in the city of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the select and common councils of the city of Allegheny are hereby authorized to order and direct when the enlargement of the water works, contemplated in the original bill, shall be made ; and they are hereby authorized and empowered to fill any and all vacancies, in the commissioners named in said act, caused by death, resignation, or otherwise ; and all acts, or parts of acts, inconsistent with the provisions of this act, are hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 615.

## A Supplement

To the charter of Susquehanna River, North and West Branch Telegraph Company, approved the ninth day of April, one thousand eight hundred and forty nine, authorizing said company to extend their lines from Port Clinton to the city of Reading.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Susquehanna River, North and West Branch Telegraph Company shall be and are hereby authorized to extend their lines of telegraph and communications, from Port Clinton, in the county of Schuylkill, over and along the turnpike, through the towns of Hamburg, Leesport and Mooresville, in the county of Berks, to the city of Reading.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 616.

## An Act

Authorizing the burgess and town council of Oil City, in Venango county, to increase their borough tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Oil City, in Venango county, be and they are hereby authorized, annually, to assess, levy, collect and expend any amount of taxes they may deem necessary, for the benefit and improvement of

said borough, to any amount, not exceeding five cents on the dollar of the last adjusted valuation.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 617.

## An Act

To increase the pay of commissioners, auditors, assessors, and persons employed to work on the public highways, in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of January, Anno Domini one thousand eight hundred and sixty-five, the county commissioners and county auditors shall each receive three dollars per day, and the township assessors, one dollar and fifty cents per day, for each day necessarily employed in the business of their respective offices, to be paid in the manner now provided by law; and that supervisors of the several townships and boroughs are authorized to employ persons to work on the public highways, by the hour, or day, and pay, or allow, for such labor, a sum, not exceeding the price paid for ordinary labor: *Provided,* That the provisions of this act shall only apply to the county of Tioga.

Pay of commis-  
sioners, audi-  
tors, &c.

Proviso.

Repeal.

SECTION 2. All acts, inconsistent with the provisions of this act, are hereby repealed, so far as relates to the county of Tioga.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 618.

## An Act

Authorizing the laying out of a State road from Rearich's station, in Union township, Schuylkill county, to Black creek, in Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Abraham Klase, of Schuylkill county, William Wolf, Commissioners. of Luzerne county, and Alfred Mann, of Columbia county, be and they are hereby appointed commissioners to view, lay out and mark a state road, beginning at Rearich's station, on the Route. Catawissa railroad, in Union township, Schuylkill county, and crossing Buck mountain to the head waters of Roberts run, in Columbia county; thence down Roberts run to Black creek, in Luzerne county, so as to intersect the public road leading from Tomhickon valley, to Black creek, at, or near, the mouth of Roberts run, upon the most practicable route, having regard to distance, grades, public convenience and cost of construction.

SECTION 2. That it shall be the duty of the said commissioners, or a majority of them, after being sworn, or affirmed, before some judge, or justice of the peace, to perform the duties enjoined by this act, with fidelity, carefully to view the ground over which the said road is to pass, and to lay out the same of any width, not exceeding forty feet; and they shall distinctly mark the road, so laid out by them; and the said commissioners shall receive, for their services, the sum of two dollars per day; and if either of said commissioners shall act as surveyor, he shall receive an additional sum of two dollars per day; and the said commissioners may employ, if necessary, one surveyor, at the sum of five dollars per day, and two chain carriers and one axeman, at a sum not exceeding one dollar and fifty cents per day, each. Duties of commissioners. Compensation.

SECTION 3. The said commissioners shall make out a full and accurate draft of the road, so laid out by them, and file copies thereof, in the courts of quarter sessions of the several counties, through which said road may pass, and from thenceforth the said road shall be held and deemed a public highway, and shall be opened and repaired as roads, laid out by the courts, are made, opened and repaired. Drafts.

SECTION 4. The said road shall be laid out, and reports thereof filed, before the first day of November next; and if any one of the said commissioners shall die, remove, refuse, or be unable, to act, his place may be filled by appointment of the court of quarter sessions of Schuylkill county. When road to be laid out, &c. Vacancies.

SECTION 5. The compensation of said commissioners, and the chain carriers and axeman, employed by them, shall be paid by the several counties, through which the said road may How compensation to be paid.

pass, in proportion to the extent of the road, in each; and orders therefor shall be issued by the commissioners of each county, upon the treasurer thereof, in the usual manner.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 619.

## A Further Supplement

To an act, entitled "An Act to consolidate the Lackawanna and Western, and Delaware and Cobb's Gap Railroad Companies," approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Delaware, Lackawanna and Western Railroad Company may extend their railroad, on the southerly side of the Susquehanna river, in Susquehanna county, to the line dividing the states of Pennsylvania and New York, and there connect it with any railroad that may be constructed, in the state of New York; and for the purpose of facilitating the construction of such connecting railroad, may subscribe for, or purchase, stock therein: *Provided,* That the said company, in the disposition of their profits, and in fixing their charges for the use of road and motive power, in the transportation of anthracite coal, shall be subject to all the restrictions imposed, and entitled to all the rights conferred, by the ninth and eighteenth sections of an act of the general assembly of this commonwealth, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine; and that all laws, and parts of laws, relating to said company, which, in any way whatsoever, qualify, limit, or impair, or are in any wise inconsistent with, said restrictions, or rights, be and the same are hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 620

*An Act*

Authorizing the board of school directors of Greenwood township, in the county of Perry, to levy an additional bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the bounty taxes, now authorized to be levied and collected, under, and by virtue of, an act, entitled "An Act relating to the payment of bounties to volunteers," approved March twenty-fifth, Anno Domini one thousand eight hundred and sixty-four, and the several supplements thereto, the board of school directors of the township of Greenwood, in the county of Perry, are hereby authorized and empowered to levy and collect a tax, not exceeding the sum of twenty-eight hundred dollars, in the aggregate, on the last adjusted valuation of said township, for the purpose of enabling them to make up the deficit, in the amount necessary to be raised, for the payment of those volunteers who have credited themselves to said district, in filling its quota, under the call of the President of the United States, in July last, for five hundred thousand men.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 621.

*An Act*

Relating to the Nescopeck Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Construction of railroad authorized. That it shall be lawful for the Nescopeck Coal Company to construct and operate a railroad, or railroads, with branches, from any part of their lands, in the county of Luzerne, not to exceed eight miles in length, to connect with the Lehigh Luzerne railroad, or the Lehigh and Susquehanna railroad, or any other railroad now, or hereafter to be, built, in the vicinity of said lands: *Provided*, That in so doing, the said company shall have all the powers and privileges, and be subject to all the limitations and restrictions, of an act regulating railroad companies, approved the nineteenth of February, one thousand eight hundred and forty-nine, and the several supplements thereto.

Powers and privileges.  
Subject to.

May issue bonds secured by mortgage.

SECTION 2. That for the purpose of constructing such railroad connections as aforesaid, said company may issue bonds, at a rate of interest, not exceeding eight per cent., and secure the same by mortgage of their real estate, railroad connections and corporate franchises, or any part thereof, and may sell said bonds at their market value; but no bond shall be issued for a less amount than one hundred dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 622.

## An Act

For the relief of William Marshall, of Indiana county

WHEREAS, William Marshall received an injury, during his services in the present war, which has resulted in the loss of one leg; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state treasurer be and he is hereby authorized and required to pay to William Marshall, of Indiana county, soldier of the present war, forty dollars, as a gratuity, and an annuity of forty dollars, payable half-yearly, commencing the twenty-fifth day of January, one thousand eight hundred and sixty-five: *Provided*, That if the said William Marshall shall



hereafter receive a pension from the general government, the pension, hereby authorized, shall cease and determine.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 623.

## An Act

To legalize the amount of the capital stock of the Thompson Oil Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Thompson Oil Company be and it is hereby authorized to issue the amount of capital stock, set forth, in the certificate of the corporators of said company, as certified by the attorney general, on the second day of December, Anno Domini one thousand eight hundred and sixty-four, and filed of record, in the office of the secretary of the commonwealth, on the twenty-eighth day of December, Anno Domini one thousand eight hundred and sixty-four, and in pursuance of which a charter was duly granted to said company, on the said twenty-eighth day of December, Anno Domini one thousand eight hundred and sixty-four, with like force and effect, as if said amount of capital stock had been fully authorized by the then existing laws of this commonwealth; and the capital stock of said company is hereby legalized and made valid, for the amount set forth in said certificate.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 624.

## An Act

To prevent horses, cattle, sheep and hogs from running at large, in Chillisquaque township, Northumberland county, and Kelly township, Union county, and certain townships in Luzerne county.

Preamble.

WHEREAS, The recent unparalleled freshet, in the West Branch of the Susquehanna river, made such destruction of the fences, that it is almost impossible to protect the crops, during the coming summer ; therefore,

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same,*

The running at large of horses, cattle, &c., in certain townships, prohibited

Penalty.

Proviso.

That no horses, cattle, sheep, or hogs, shall be permitted to run at large, in the township of Chillisquaque, in the county of Northumberland, and in Kelly township, Union county ; and any owner offending shall be liable to a fine of ten dollars, for each offence, to be collected, before any justice of the peace, in the name of the commonwealth, for the use of the person injured : *Provided*, That this penalty shall not prevent any person, injured by the running at large, of such horses, cattle, sheep, or hogs, from recovering, from the owner thereof, by suit, any damage he, or she, may have sustained, over and above the penalty aforesaid

Penalty for the same offence, in certain districts in Luzerne county

*SECTION 2.* That from and after the first day of April, Anno Domini one thousand eight hundred and sixty-five, no cattle, horses, sheep, or swine, shall be suffered to run at large, or upon the public streets, roads, or highways, in the townships of Plains, Exeter, Kingston, Plymouth, Salem, Wilkesbarre, Hanover, or Newport, in the borough of Wilkesbarre, or in the borough of Kingston, in the county of Luzerne, under the penalty of ten dollars, for each offence

Duty and powers of constables.

*SECTION 3.* That it shall be the duty of the constables of said townships and boroughs, and they, and each of them, are hereby authorized, directed and empowered, without any special warrant, or other authority than this act, to seize and secure every animal, of the cattle, horse, sheep, or swine kind, that may be found running at large, as aforesaid, or upon the lands of any person, without permission from the party that may be in possession thereof, and the same to sell, at public sale, in the same manner as is provided, by law, for selling strays, first giving the owner, if he can be found, at least five days' notice, previous to such sale ; if said owner shall pay, to the constable, the said penalty of ten dollars, and, also, pay for the expense of keeping said animal, or animals, then it shall be the duty of the constable to deliver the same to the owner thereof ; but if he shall make a sale, as aforesaid, he shall pay the overplus, after deducting the said penalty and expenses, to the owner ; and the constable, making such seizure,

shall be allowed, for the same, to retain one-half of the penalty, and it shall be his duty to pay the other half to the treasurer of the school fund of the township, or borough, wherein the seizure may have been made, for the use of the school thereof.

SECTION 4. That if any constable shall neglect, or refuse, to seize, or secure, any animal, aforesaid, found running at large, after being notified, by any person, to seize and secure the same, such constable shall pay a fine of ten dollars, for the use of the schools of the township, or borough, for every such neglect, or refusal, and be indictable, for a misdemeanor in office, punishable with a fine, not exceeding fifty dollars, or imprisonment, for not exceeding thirty days, at the discretion of the court

Penalty for neglect of duty by constables.

SECTION 5. That it shall be lawful for any person, finding any animal, as aforesaid, running at large, as aforesaid, or trespassing on his lands, to seize and secure the same, and deliver such animal, or animals, so seized and secured, to any constable, of any of the townships, or boroughs, aforesaid, to be dealt with as hereinbefore provided for, and with the same effect, as if the seizure had been made by the constable.

Seizure of animals trespassing, &c., relative to.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 625.

## An Act

To incorporate the Laurel Run Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Hiram Woodward, John G. Redding, Mahlon Fisher, John F. Weaver, G. L. Reed, and such as may associate with them, by subscribing to the capital stock, hereinafter named, and their successors and assigns, be and they are hereby created a body corporate and politic, in deed and in law, by the name, style and title of the Laurel Run Improvement Company, and by that name, shall have perpetual succession, shall be able, in law, to sue and be sued, implead and be impleaded, may have a common seal, shall be competent to make by-laws and regulations, for the government of the affairs of the corpora-

Corporators.

Title.

Seal.

By-laws.

tion, and generally shall have power to do and perform all those acts that are usual, necessary and proper, to the efficient management and well-being of the corporation, hereby created.

Powers and  
privileges.

SECTION 2. The said corporation shall have power, and are hereby authorized, to clear out, improve and use all and every part of Laurel run, a branch of Bennet's Branch of the Sinnemahoning creek, in the counties of Elk and Clearfield, from the mouth to the sources thereof; and the said corporation may erect dams therein, in such manner, and at such points, as they may deem proper, and shall and may use all of said dams and the waters of the said stream, in the floating of saw logs down the same, and shall, generally, have the right to straighten, deepen, crib and widen the channel of the stream aforesaid, in such manner as they see fit, for the purposes aforesaid: *Provided*, That no injury shall be thereby done to private property, outside of the limits of the stream aforesaid.

Proviso.

Capital stock.

SECTION 3. That the capital stock of the said corporation shall be twenty thousand dollars, and shall be divided into four hundred shares, of fifty dollars each; and the persons named in the first section of this act, or a majority of them, shall organize the said corporation, by opening books, for the receiving of subscriptions, at the house of Hiram Woodward, in Huston township, Clearfield county, on the first Monday of June next; and then and thereafter, a majority of the stock shall have been subscribed, the stockholders shall proceed to elect a board of five directors, to manage the affairs of said company, one of whom shall be the president of the company; and the election of directors of the company shall take place, annually, at the same place, on the first Monday of June; and each share of stock shall be entitled to one vote, in said election; and if it shall happen that, from any cause, the annual day of election shall pass without an election being held, the directors, then in office, shall remain such, until their successors be elected and qualified.

Organization.

Election of di-  
rectors.

Votes.

How capital to  
be used.

SECTION 4. The capital stock, aforesaid, shall be used in liquidating the expenses incurred, in building dams and improving the navigation of the stream; and the directors are authorized to call in the stock, in such manner and proportion as they may, by the by-laws, provide

Certain provi-  
sions extended  
to.

SECTION 5. That the several provisions of the seventh, eighth, ninth, eleventh and twelfth sections of the act of assembly, entitled "An Act to incorporate the Anderson's Creek Public Road and Navigation Company," approved twenty-eighth March, one thousand eight hundred and fifty-nine, be and they are hereby made applicable to the stream, hereinbefore named, and the company, hereby created; and all tolls, for the use of the navigation, shall be payable, if no demand for the same be made in advance, to the treasurer of the company, within ten days after the lumber shall have been started, in said stream; and on failure to make such payment, the party, in default, shall pay the tolls, with fifty per cent. added thereto; and the logs, so floated, shall be subject to a specific lien, for said tolls, which said lien shall not be divested by any sale thereof, until the tolls be paid, except by a judicial sale; and said lien may

Payment of  
tolls, relative  
to.



be enforced, either by retention of possession, or replevin, of the logs, whenever and wherever they may be found.

SECTION 6. That said company shall file a bond, in the court of common pleas of Clearfield county, in the sum of five thousand dollars, to be approved by said court, conditioned to indemnify all property holders, on said stream, for any loss they may sustain, by reason of said improvement. Required to file a bond to indemnify property holders.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 626.

## A Supplement

To an act, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, entitled "A supplement to an act relating to corporations, passed the twenty-sixth day of April, Anno Domini one thousand eight hundred and fifty-five," and to extend the benefit of the said act to purchases, or sales, of real estate, for, or by, aliens, before that date.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all conveyances of real estate, in this commonwealth, made, in trust for, or made to, or by, any alien, or aliens, before the passage of the act, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, entitled "A supplement to an act relating to corporations, passed the twenty-sixth day of April, Anno Domini one thousand eight hundred and fifty-five," shall be entitled to the benefits of that act, as though made after the passage thereof, and they are hereby ratified and confirmed; and the premises, held in trust, for said alien, or aliens, may be conveyed directly to them; and such alien, or aliens, may hold, or convey, such estate, as fully as any citizen of the United States: *Provided,* That the amount, so to be held and conveyed, shall not exceed the amount, named in said act, viz: five thousand acres; and that this act shall not affect any pending litigation, or any case heretofore decided.

SECTION 2. That where any conveyances of real estate, in this commonwealth, have been made, by any alien, or any foreign corporation, or corporations, of another, or of this, state, to any citizen of the United States, since the passage of the act, approved the ninth day of January, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act to enable citizens to hold title, which had been held by aliens and corporations," such citizen shall be entitled to the benefits of said act, as though said conveyances were made before the passage thereof, and shall hold, and may convey, such real estate, and the title thereof, indefeasibly, as to any right of escheat, in this commonwealth, by reason of such real estate having been held by an alien, or corporation, not authorized, by the laws of this commonwealth, to hold the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 627.

## An Act

To construe and restrict the operation of an act of assembly, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "A supplement to an act, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, entitled 'A supplement to an act relating to corporations, passed the twenty-sixth day of April, Anno Domini one thousand eight hundred and fifty-five,' " and to extend the benefit of the said act to purchases, or sales, of real estate, for, or by, aliens, before that date.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the second section of the act, entitled as above stated, shall be and is hereby construed, to apply only to the real estate and the title thereto, purchased and acquired by Samuel B. Potter, from the Cedar Mountain Coal Company, for land, in the county of Clinton; and the same

is hereby repealed, so far as the same relates to any other real estate, or the titles thereto.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 628.

## A Further Supplement

To an act relating to the payment of bounties, approved twenty-fifth day of March, one thousand eight hundred and sixty-four, so far as it relates to Indiana, Washington, Greene, Berks, Franklin, Northampton, Clearfield, Lehigh and Wayne counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the fourth section of a supplement to an act relating to the payment of bounties, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, as relates to the limitation of the levying and collection of but two per cent. on the last adjusted valuation, for county and state purposes, is hereby repealed, so far as it relates to the counties of Indiana, Washington, Greene, Berks, Franklin, Northampton, Clearfield, Lehigh and Wayne.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 629.

## An Act

Increasing the compensation of assessors and supervisors, in Lancaster and Cumberland counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the assessors of the several wards, boroughs and townships, and the supervisors of roads, in Lancaster and Cumberland counties, be and the same are hereby allowed one dollar and fifty cents, for each day by them necessarily employed in the discharge of their duties.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 630.

## An Act

Relating to the compensation of the county treasurers of Montgomery and Berks counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That from and after the first day of January, Anno Domini one thousand eight hundred and sixty-five, the county treasurers of Montgomery and Berks counties shall receive, in full compensation for their services, on behalf of the said counties, on all moneys of the counties, received and paid by them, a sum not exceeding three thousand dollars per annum; and that the commissioners of said counties, with the approbation of the county auditors, in settling the treasurer's rate of compen-



sation, shall, in so doing, fix the same, so that it shall not exceed the said amount of three thousand dollars per annum.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 631.

## An Act

To increase the pay of the assessors and supervisors of Armstrong, York and Westmoreland counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That from and after the passage of this act, the compensation of the assessors and supervisors of Armstrong, York and Westmoreland counties, shall be two dollars, for each and every day actually and necessarily employed by them, in the discharge of the duties of their offices, in lieu of the compensation now allowed them by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

No. 632.

**An Act**

To incorporate the Spanish Gold and Silver Mining Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> William D. Chillson, William Paul, P. A. B. Widner, William H. Kemble, Edward S. Fitch, Henry E. Wallace, A. S. Small, W. J. Linnard, John J. M'Elhone, William A. Manderson, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name and title of the Spanish Gold and Silver Mining Company, and by the said name, shall have perpetual succession, and all the privileges and franchises, incident to a corporation; may make and establish a common seal, and alter the same at pleasure, and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands and mines, as they may lawfully acquire, in any state, or territory, of the United States: <i>Provided,</i> That the said company shall not hold any land in Pennsylvania.
Title.	
Seal.	
Privileges.	
Proviso.	
Business.	SECTION 2. That the said company may carry on the business of mining, smelting and refining gold, silver, copper, lead, and other ores, and may import such ores from any other state, or country, and deal in the same, and may erect and own all suitable buildings, machinery, property and devices, of every description, necessary for the said business.
Capital stock.	SECTION 3. The capital stock of said company shall be divided into as many shares, of five dollars each, as shall equal, in the aggregate, the value of the property held for the use of the said company, at the time of its organization, or thereafter acquired; and every share of stock shall entitle the owner thereof to one vote, at all elections, held by the stockholders, and authorized by law: <i>Provided,</i> The capital stock of said company shall not exceed one million five hundred thousand dollars.
Limitation.	
By-laws.	SECTION 4. That the said company shall have power to make by-laws, regulating the issue of stock, and the transfer thereof, under the limitation mentioned in the third section of this act, and, also, such by-laws as may be necessary, from time to time, for the proper and orderly administration of the affairs of the company.
Managers, election and qualifications of.	SECTION 5. That the affairs and business of the said company shall be managed and conducted by a board of five managers, to be elected, annually, on the first Monday in May, and the managers, so elected, shall continue in office until their successors are chosen; no person shall be eligible to the office of manager, who does not own, in his own right, at least two hundred shares of the capital stock; and if any person,

so elected, shall, during his term of office, cease to be the owner of at least two hundred shares of the said stock, he shall, thereupon, cease to be a manager, and the board may declare his office vacant, and elect another stockholder, to fill the vacancy.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 633.

## An Act

To incorporate the Union Park Skating Association of Allegheny city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* Thomas N. Miller, Charles H. Super, J. T. Stockdale, James Brown, W. J. Kountz, D. P. Corwin, Philip R. Hill and Samuel Riddle, and their successors, be and they are hereby declared and constituted a body corporate and politic, to have continuance forever, by the name, style and title of the Union Park Skating Association of Allegheny city; and by the name, style and title aforesaid, shall hereafter be capable and able, in law, to take, receive, hold and enjoy all real and personal estate, which they may acquire, for the objects and purposes, hereinafter set forth; and all such real and personal property and estate, which they shall thus acquire, shall be vested and established, in the said corporation and its successors; and that the said corporation, and its successors, shall be able and capable to acquire, purchase, have, hold and enjoy, in fee simple, or of less estate, or estates, any lands, real and personal property, whatever, by the gift, grant, bargain, sale, alienation, or demise, of any party, or parties, able to make the same, any such real and personal estate and property, or any part, or parts, thereof, to grant, bargain, sell, transfer, lease, mortgage and otherwise dispose of, absolutely, or in fee simple, or for any less estate, or estates; and that the said corporation, and its successors, shall have full power and authority to make, have and use a common seal, and the same to break, alter, or renew, at pleasure; and that the said corporation and its successors, by the name, style and title aforesaid, shall be able and capable, in law, to sue and be sued,

Corporators.

Title.

Privileges.

Seal.

plead and be impleaded, in any court, in all manner of suits, pleas, matters and demands whatsoever.

Object.

SECTION 2. That the object of said corporation is hereby declared to be the organization of a skating pond company, by the name, style and title of the Union Park Skating Association of Allegheny city, for the purpose of grading that

Location, buildings, &c., relative to.

piece of ground, situate in the Second ward of said city, bounded on the east by Tremont street, four hundred and eighty feet, on the west by Allegheny avenue, four hundred and eighty feet, on the south by Shanapin street, six hundred and twenty-five feet, and on the north by Walnut street, six hundred and twenty-five feet, and containing six and nineteenth acres, and for the erection of suitable buildings and fences, and the introduction of water and other improvements thereon, necessary for the establishment and carrying on of a skating pond thereon; and that for the better carrying out of the object of this incorporation, the said corporators and their successors shall be and are hereby authorized and empowered to make and establish by-laws and ordinances, for the due government of the said corporation, and to issue capital stock, to the extent of one thousand shares, of five dollars each, with power to increase, not exceeding two thousand shares: *Provided*, That none of the by-laws and ordinances shall be repugnant to the constitution of the United States, or of this commonwealth, or to this act.

By-laws.

Capital stock.

Proviso.

Board of directors.

SECTION 3. That the board of directors shall consist of not less than nine, and not more than sixteen, persons; and if the place of any member of said corporation, or board, be made vacant, by death, resignation, or otherwise, it shall be the duty of the remaining members, within six months after such vacancy shall arise, to elect and appoint a suitable person to fill such vacancy, and that the said corporation may have a president, vice president, general superintendent, secretary and treasurer, all of whom shall be elected for a term of two years, and such other officers as the board of directors may determine.

Vacancies.

Officers.

Price of admission.

SECTION 4. That the grounds of said company shall be open, at all seasonable times, to the use of the public; that the said company may ask, demand and receive, for each admission of each person, to said grounds, a sum, not exceeding fifty cents.

Corporators to act as directors, until election.

SECTION 5. That the said corporators, named in the first section of this act, shall constitute the first board of directors, who shall hold their offices, until their successors are duly elected, at a meeting of stockholders; due public notice of such meeting to be given, at least three weeks prior to the day of such stockholders' election, and each share of stock, at this and all other meetings, to be entitled to one vote.

Votes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 634.

## An Act

To change the location of the turnpike road, in the borough of Elderton, Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the burgess and town council of the borough of Elderton, in the county of Armstrong, be authorized, and are hereby empowered, to vacate and supply so much of the turnpike road, known as the Ebensburg and Butler pike, as lies within the limits of the said borough.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 635.

## An Act

To divide the borough of Mahoney, in the county of Schuylkill, into two wards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough of Mahoney, in the county of Schuylkill, be and the same is hereby divided into two wards; all that part of said borough, that lies south of Centre street, shall be designated the South ward, and all general and special elections, in said ward, shall be held at the public house of P. Ryon; and all that part of said borough, that lies north of said Centre street, to be designated the North ward, and all general and special elections shall be held at the public house of Matthew Donehoe.

Division of  
borough into  
wards author-  
ized.

Places of hold-  
ing elections.

Court to appoint election officers, for the North ward.

SECTION 2. The court of quarter sessions, of the county of Schuylkill, shall appoint a judge and two inspectors, to hold the elections, in the North ward, whose duty it shall be to act as election officers, in said ward, until the next ensuing spring election.

Present officers to conduct elections in South ward.

SECTION 3. The election officers, who were duly elected at the last spring election, shall hold the election in the South ward, notwithstanding some, or all, of them may reside in the North ward, by this division of said borough; but said election officers shall vote in the ward, in which they reside.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 636.

## An Act

Relating to the curbing and paving of streets, in the borough of Williamsport.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever an application shall be hereafter made, to the burgess and town council of the borough of Williamsport, for the curbing and paving, or curbing, or paving, of any unpaved street, lane, court, or alley, within the said borough, by the owners of at least one-half of the ground fronting thereon, it shall and may be lawful for the said council, if they deem such curbing, or paving, or either, expedient, to require the same to be curbed and paved, or curbed, or paved, by the owners of the ground fronting thereon, at their own cost, respectively, agreeably to the existing regulations of such streets, lanes, courts, or alleys, in such manner, at such times, and under such restrictions and regulations, as the said council may direct and adopt: *Provided*, That not more than three squares of any such unpaved street, lane, court, or alley, shall be included in any one application: *And provided further*, That no owner of any lot of ground shall be required to pave, or curb, except opposite, or in front of, his, or her, lot of ground, and to no greater extent than one-half the width of any street, lane, court, or alley.

Upon application made, council may require streets, &c., to be curbed and paved.

Proviso.

Proviso.

SECTION 2. The person, or persons, who shall pave, pursuant to the provisions of this act, shall make out a sworn account of the actual cost of such paving, specifying the particular items thereof; and such account, when its correctness is certified, by the street regulator, shall be presented to the council, and, if approved by them, shall be recorded in a book, to be provided for that purpose; and the amount, when so approved, shall be final and conclusive, between the parties: *Provided*, That nothing, herein contained, shall permit either party, in case of dispute, from contesting their respective rights by suit at law, as in such cases provided.

Account of cost thereof to be sworn to, certified by regulator, and approved by council.

Proviso.

SECTION 3. The whole cost of such paving, but not of the curbing, shall be re-paid by the said borough, to the owner, or owners, of such property, or to the person, or persons, who shall have paid for such paving, their heirs and assigns; and the said borough shall issue, to such person, one, or more, certificates of indebtedness, payable to him, or her, or his, or her, order, or to bearer, as such person may prefer, in five equal, annual, payments, without interest, until due; and which several certificates, when due, shall be receivable, in payments for all borough taxes.

Cost of paving to be re-paid by borough.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 637.

## An Act

To incorporate the Middle Creek Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Amos E. Kapp, M. J. D. Withington, William Forsyth, M. H. Taggart, A. Jordan, J. B. Packer, William Rockefeller and Reuben Fageley, of Northumberland county; George Schnure, J. K. Davis, A. C. Simpson, W. F. Wagenseller, — Strickler, Jerry Bogar, W. G. Herrold, Daniel Witmer, Isaac Hottenstine, F. C. Moyer, R. W. Smith, Samuel Wittenmeyer, George Motz, J. P. Cronmiller, Thomas Bauer, Jesse M. Walter, A. K. Francis, A. K. Gift, Moses Specht, Henry Smith, Jacob Gross, H. C. Eyer, S. Weirich, of Snyder county,

Commissioners.

Name.  
Subject to.

and S. S. Woods and J. A. Sterrett, of Mifflin county, or any five of them, be and they are hereby appointed commissioners, to open books, and receive subscriptions, and organize a company, by the name and style of the Middle Creek Railroad Company, with all the powers, and subject to all the provisions and restrictions, prescribed by an act, entitled "An Act regulating railroad companies," approved February nineteenth, one thousand eight hundred and forty-nine.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of ten thousand shares, of fifty dollars each; and the company may, from time to time, by a vote of the stockholders, at a meeting, called for that purpose, increase their capital stock to so much, as, in their opinion, may be necessary to complete and equip the said road, and carry out the true intent and meaning of this act.

Construction of  
road authorized

SECTION 3. That the said company shall have the right to build and construct a railroad, from a point on the Mifflin and Centre railroad, at, or near, Freedom forge, or on the Pennsylvania railroad, and connecting therewith, at, or near, Lewistown, in the county of Mifflin, to run eastward, at, and along, the Beaver furnace, at, or through, Selinsgrove, terminating at some point, on the east bank of the Susquehanna river, at, or between, Port Trevorton and Northumberland, and connect with any railroad at, or between, either of said points.

Route.

When to be  
commenced and  
completed.

SECTION 4. That the said road shall be commenced, within three years, and shall be completed, within ten years, from the date of this act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 638.

## A Supplement

To an act to increase the revenues and diminish the legislative expenses of the commonwealth, approved the sixteenth day of April, one thousand eight hundred and forty-five, and supplements thereto, relating to theatres, or theatrical exhibitions.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the provisions of the several acts, requiring a license from the state, for theatres, or theatrical exhibitions, shall not be held to extend to any musical, or dramatic, representations, by amateurs, in the city of Philadelphia, or the city of Pittsburgh, the net proceeds of which are to be devoted to the relief and support of widows, or orphans, the wounded, or the sick.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 639.

## An Act

To authorize a change of the grade of Bridge street, in the Twenty-fourth ward, Philadelphia, at the crossing of the Pennsylvania railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the chief engineer and surveyor, of the city of Philadelphia, be and he is hereby authorized and directed to prepare a plan, and proceed to change the grade line of Bridge street, in the Twenty-fourth ward, of the city of Philadelphia, at the crossing of the Pennsylvania railroad, so that said street may pass either under, or above, the railroad: *Provided*, That the plan be submitted to, and be approved by, the board of surveyors of the city of Philadelphia; and that all the expenses, incurred in making such change, and putting said street in as good condition as it now is, shall be paid by the Pennsylvania railroad company. Change of grade authorized.

SECTION 2. Said work shall commence as soon as the chief engineer receives official notification from said railroad company, that it is ready to comply with the provisions of the first section of this act. When work to be commenced.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 640.

**An Act**

To legalize and make binding a certain ordinance, in the borough of West Elizabeth, and county of Allegheny, granting a right of way over and across certain streets, in said borough, for coal railroad purposes

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an ordinance, entitled "An Ordinance granting and confirming, to Oliver P. Berry, and his heirs, or assigns, a right of way over and across certain streets, in the borough of West Elizabeth, for a coal railroad," ordained and enacted into an ordinance, by the burgess and town council of the borough of West Elizabeth, and county of Allegheny, on the twenty-third day of May, in the year of our Lord one thousand eight hundred and fifty-nine, be and the same hereby is declared valid and legal; and all and singular, the rights and privileges, obligations and undertakings, therein and thereby created, are hereby declared legal and binding.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 641.

**An Act**

In relation to the collection of taxes, in the borough of New Castle, in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of said borough are hereby empowered to levy and collect, annually, for borough purposes, a tax, not exceeding ten mills on the dollar, on the valuation assessed for county purposes, as now is, or may be, provided by law; all property, offices, professions and persons made taxable, by the law of this commonwealth, for county rates and levies, to be made taxable, after the same manner, for the said borough purposes; and shall, also, be empowered to borrow money, for the use of said borough, not exceeding, in the whole, ten dollars, on one hundred dollars of the assessed value of the real and personal estate, in the borough, as assessed for county purposes, and to issue bonds, or certificates, therefor, bearing interest, not exceeding six per centum; said bonds, or certificates, to be payable at such time, or times, as said council may direct; and that the loan shall not be subject to the payment of any taxes.

Taxation for borough purposes, relative to.

Council authorized to borrow money and issue bonds therefor.

SECTION 2. That, hereafter, there shall be elected but one overseer of the poor, in said borough; said overseer to be elected, at the expiration of the term of the present incumbent, and to remain in office for two years; and the poor tax of said borough to be levied, by the said council, at the same time, and in the same manner, as the said borough tax; and the said poor tax to be collected, by the collector of the said borough tax, at the same time that the borough tax is, by him, collected; the said collector of poor tax to give, to said borough, a bond, with two sufficient sureties, to be approved by the said council, for the faithful execution of the duties of his office, and the payment of the said poor tax, to the said overseer, within three months from the time the poor tax duplicate is put into the hands of said collector; said bonds to be in double the probable amount of the said poor tax duplicate.

But one overseer of the poor to be hereafter elected.

Poor tax, how to be levied and collected.

Collector to give bond.

SECTION 3. That the said overseer shall give a bond, with two sufficient sureties, to the said borough, before he enters upon the duties of his office, in double the probable amount of borough poor tax levies, for the just and legal disbursement of all moneys that may come into his hands, and for the faithful execution of the duties of his office; said bond to be approved by said council, before he shall receive any money, as such overseer; and if the said office of overseer of the poor should become vacant, by death, or otherwise, then it shall be the duty of said council to appoint some suitable person to fill said vacancy, taking security from him, in manner as aforesaid; said overseer and said collector; each, to make a settlement, with said council, at least once in every year, reasonable notice to be given said overseer and said collector to appear before the council, for such settlements; and if said overseer and said collectors, or either of them, shall fail to make a settlement with the council, as aforesaid, then said borough, by the direction of said council, shall proceed, on the said bond, against such defaulting officer, and collect the amount adjudged by said council, to be due from him, together with all costs.

Overseer to give bond.

Vacancy, how to be filled.

Settlements with council, relative to.

SECTION 4. That the said council shall allow said overseer, on settlement with him, a just and reasonable compensation for

Compensation of overseer and collector.

his services; also, shall fix the per centage, for the services of the said collector, before he receives the said tax duplicate.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 642.

## An Act

To incorporate the Eastern Mining Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Title.	That R. D. Barclay, Joseph Lesley, S. S. Moon, and their associates, or any two of them, be and they are hereby created a body politic, by the name, style and title of the Eastern Mining Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Arizona, or any, or all, of the territories of the United States, and to obtain therefrom any and all minerals and other valuable substances, whether by working, or opening, leasing, or disposing privileges to work, or mine, or sell, such lands, or any part thereof, and to erect houses and such other buildings, or works, as may properly appertain to said business, and to use, let, sell, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper.
By-laws.	SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: <i>Provided</i> , That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter, at pleasure, and to issue certificates of stock, and bonds, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to
Proviso.	
Seal. Certificates of stock.	



regulate and prescribe, in what manner and form, their contracts and obligations shall be executed.

SECTION 3. That the incorporators, named in this act, shall elect persons to serve as directors, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices, until their successors shall have been elected, in accordance with the by-laws. Election of directors.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office, in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company. Offices.

SECTION 5. That all the rights, powers, immunities and privileges, granted by this act, may be exercised and enjoyed by said company, in the state of California; and that the stockholders of said company be and they are hereby authorized to change the name and title of the company; which change shall be valid, after the filing of a certificate, in the office of the secretary of the commonwealth, signed by the president, and attested by the seal of said company. Powers conferred may be exercised, in California.  
Corporation name may be changed

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 643.

## An Act

To re-instate the charter of the Rochester Manufacturing Company, in the county of Beaver, and to authorize the directors of said company to sell the real estate of the same.

WHEREAS, It is understood and believed, by the stockholders of the Rochester Manufacturing Company, in the county of Beaver, that the said company has become dissolved, and its charter forfeited, or inoperative, by reason of a failure, from time to time, to keep up the organization thereof, according to its by-laws, and the provisions of the ninth section of the act, entitled "An Act to encourage manufacturing operations, in this commonwealth," approved April seventh, Anno Domini one thousand eight hundred and forty-nine; therefore, Preamble.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Charter revived

That the charter of the said Rochester Manufacturing Company be and the same is hereby fully revived and re-instated, and the said company restored to all its corporate rights and privileges, as the same existed before its dissolution; and the following directors of said company, to wit: James A. Sholes, John H. Whisler, Robert Jackson, Abner P. Lacock, Samuel Moore, Jemuel Woodruff, Lewis Reno, Hiram Stowe and Thomas J. Power, of said county, are appointed directors, and George C. Speyerer is appointed treasurer, thereof, until the next annual election, to be held under the by-laws of said company.

Directors and treasurer appointed to serve until election.

Directors authorized to sell real estate and appurtenances, to the company, hereby created.

*SECTION 2.* That the said directors, or their successors, are authorized and empowered to sell, either by public, or private, sale, all the real estate, with the appurtenances, belonging to said company; and upon such sale being made, to execute and deliver a deed, or deeds, to the purchaser, or purchasers, of the same, in fee simple; and to execute and deliver any other instruments of writing, and do such other acts as may be necessary, to carry out the power, hereby given to said directors.

Purchase money to be divided among stockholders.

*SECTION 3.* That upon the receipt of the purchase money, or any part thereof, of such sale, by said directors, the same shall, after deducting the necessary expenses of said sale, be paid to the treasurer of said company, and by him be distributed, proportionally, amongst the stockholders of the same,

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 644.

## A Supplement

To an act for incorporating the Trustees of the Ministers and Elders constituting the General Assembly of the Presbyterian church, in the United States of America, passed March twenty-eighth, one thousand seven hundred and ninety-nine.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the limitation upon the annual income of the said corporation, contained in the tenth section of the said act, be extended, from ten thousand dollars to fifty thousand dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 645.

## An Act

To incorporate the Eclectic Club.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Albert G. Waterman, R. W. P. Allen, Edmund E. Norris, Albert Foster, Francis Jordan and Edward Y. Farquhar, their successors, and all persons who now are, or hereafter may be, associated with them, be and are hereby created into a body politic and corporate, by the style of the Eclectic Club, and by that name, to have perpetual succession, and be able to sue and be sued, plead and be impleaded, to have a common seal, and the same to alter and renew, at pleasure, and shall be capable to take and hold, by grant, gift, devise, lease, or otherwise, any lands, or real estate, and also, to take and hold any goods, or chattels, sum, or sums, of money, by gift, grant, bargain, sale, will, devise, bequest, or otherwise, and the same, at their pleasure, to grant, bargain, sell, mortgage, and generally to do all and singular, the matters and things, which shall be lawful for them to do, for the well being and management of the affairs of the association: *Provided*, That the real estate, of which the corporation shall, at any time, be possessed, shall not exceed the clear yearly value, or income, of three thousand dollars.

Corporators.

Style.

Powers and privileges.

Limitation.

SECTION 2. That the object of said corporation shall be to lease, or purchase, and furnish, suitable rooms, or buildings, in the city of Philadelphia, for the purpose of social intercourse and improvement.

Object.

SECTION 3. That the affairs of the association shall be managed by a board of seven directors, chosen as the by-laws may provide; and that said corporation shall have power to make

Management.

By-laws.

by-laws, not inconsistent with the constitution and laws of this state, and of the United States.

Reservation.

SECTION 4. That the legislature hereby reserves the right to alter, annul, or revoke, this charter, whenever, in their opinion, it may be injurious to the citizens of this commonwealth; in such manner, however, that no injustice shall be done to the corporators.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 646.

## An Act

Providing for a free bridge over the Lackawaxen river, at lock number ten, on the Delaware and Hudson canal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

The Lackawaxen Bridge Company empowered to convey, to the county of Pike, all their rights, title, &c.

That it shall and may be lawful for the Lackawaxen Bridge Company to make a conveyance of all their rights, title and interest, in the bridge over the Lackawaxen river, at, or near, lock number ten, on the Delaware and Hudson canal, with the contiguous lands, and all appurtenances and franchises, now held by them, in pursuance of the provisions of an act, approved the fifth day of April, one thousand eight hundred and sixty-two, incorporating the Lackawaxen Bridge Company, to the county of Pike: *Provided*, That a majority of the stockholders, and representing a majority of the shares of said company, shall first give their consent, in writing, to the directors of said company.

Consent of majority of stockholders necessary.

County commissioners authorized to purchase.

Proviso.

SECTION 2. That the commissioners of Pike county, with the written approval of the associate judges of said county, are hereby authorized to purchase said property, to be paid in cash, or six per cent. bonds, payable yearly: *Provided*, The price shall not exceed the original cost of construction.

To take charge of, and repair, the same.

SECTION 3. That immediately after the making of said conveyance, the commissioners shall take charge of said bridge and its appurtenances, and shall pay, out of the funds of said county, all the expenses of repairing, remodeling and renew-



ing the same, when necessary, in the same manner as if said bridge had been originally a county bridge.

SECTION 4. That from and after the said conveyance, the said bridge shall be free, for the passage of all foot passengers, and vehicles of every description, without exaction of any tolls whatever, therefor. To be a free bridge.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 647.

## An Act

To appoint a road commissioner, to take charge of a portion of the Warren and Brookville, and of the Warren and Strattonville, State roads.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John D. Hunt, of Forest county, be and he is hereby appointed road commissioner, to take charge of, open and maintain, and keep in good repair, all that part of the Warren and Brookville state road, where the same crosses the Clarion river, in the village of Clarrington, in Forest county, to the point where it intersects the Warren and Strattonville state road, in Marien, the county seat of Forest county, and all that part of the Warren and Strattonville state road, where the same intersects the said Warren and Brookville state road, in the town of Marien, and county aforesaid, to a point one mile north of the southern boundary of Sheffield township, in the county of Warren, and shall possess all the powers, and be charged with all the duties and responsibilities, of supervisors of the highways, under the general road laws of this commonwealth, and shall hold his office for a period of five years, from and after the first day of April, Anno Domini one thousand eight hundred and sixty-five. Commissioner appointed to take charge of portions of certain road.

His powers and duties.

Term of office.

SECTION 2. That it shall be the duty of the said commissioner, before he enters upon the duties of his office, to give bond, in the sum of double the amount of road funds that will be likely received by him, with one, or more, sureties, to be approved by one of the judges of the court of quarter sessions of the said county of Forest, which shall be filed among the records To give bond.

- of said court, well and faithfully to discharge the duties of his said office, and to account for all the funds received by him, together with an oath, faithfully and truly to discharge the duties of his said office, according to the best of his judgment and ability.
- Oath to be filed.**
- Vacancies to be filled by court.** SECTION 3. That upon failure of the said commissioners to comply with the requisitions of the second section of this act, and in all cases of vacancy, thereafter, by death, resignation, removal, or failure to perform the duties of said office, it shall be lawful for the court of quarter sessions, of said county, to appoint some suitable person to fill such vacancy, who shall be subject to all the provisions of this act, and possess the powers therein conferred.
- Commissioners of Forest and Warren counties to pay over portion of unseated road tax.** SECTION 4. That it shall be the duty of the county commissioners, of the county of Forest, to issue and pay over, to John D. Hunt, road commissioner, aforesaid, annually, during the term of said road commissioner's office, road orders for one-half of the unseated road tax, assessed in each of the townships, in said county of Forest; and that it shall be the duty of the county commissioners of Warren county, to issue and pay over, to John D. Hunt, road commissioner, aforesaid, annually, during the term of said road commissioner's office, road orders for one-fifth of the unseated road tax, assessed in the township of Sheffield, in the county of Warren, aforesaid: *Provided*, That the said half, and the said one-fifth, of the unseated road tax, shall not be construed as an additional tax, but to be a part of the taxes now authorized, by law, for road purposes.
- Account of receipts and expenditures to be presented to auditors.** SECTION 5. That it shall be the duty of the said commissioner to keep an accurate account of all the moneys and orders received by him, and his expenditures of the same, and shall present the same, verified by oath, or affirmation, for settlement, to the auditors, who shall be appointed, as hereinafter provided, and shall pay, to said auditors, the sum of two dollars and fifty cents, each, per day, for the time necessarily spent in the discharge of their duty.
- Court of Forest county to appoint auditors.** SECTION 6. That the court of quarter sessions of Forest county is authorized and required, at the May sessions, Anno Domini one thousand eight hundred and sixty-five, to appoint three competent persons as auditors, two of whom shall constitute a quorum, to do business, and who shall possess all the powers that township and county auditors now have, under existing laws, and shall hold their office, for and during five years, from the date of their appointment; and any vacancy that may occur, in the said office of auditor, by death, resignation, or otherwise, shall be filled by the said court; and it shall be the duty of the auditors to meet at the court house, in said county of Forest, on the first Monday of April, Anno Domini one thousand eight hundred and sixty-six, and on the first Monday in April, in every year, thereafter, until the expiration of their term of office; and after being duly sworn, or affirmed, by some person having authority to administer oaths, to discharge the duties of their office with fidelity, shall audit, settle and adjust the accounts of the said road commissioner, allowing him a compensation of two dol-
- Time of meeting.**
- Their duties, &c.**

lars and fifty cents per day, for the time necessarily spent by him in the discharge of his duties of commissioner, and shall make a true report of their settlement, to the next court of common pleas, which shall cause the same to be filed among the records of said court; any one, or more tax-payers, resident in said county of Forest, or in the township of Sheffield, in Warren county, may, on behalf of the township, or townships, of which they are residents, or the said commissioner, on his own behalf, take an appeal from said report, subject to all the requirements of the law permitting and regulating appeals from the settlement of township and county auditors, and in the manner therein provided.

Compensation of commissioner.

Report of auditors may be appealed from.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 648.

## Supplement

To the act incorporating the Pennsylvania Slate Company, approved January twenty-fifth, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Pennsylvania Slate Company, by a vote of the board of directors, may mortgage their property, to an extent not exceeding one hundred thousand dollars, to secure bonds, which they may issue; which bonds may bear such interest, not exceeding ten per centum, per annum, as the directors may deem proper.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 649.

## An Act

Relating to supervisors' and auditors' fees, in Allegheny township, Blair county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Pay of supervisors and auditors.

That from and after the passage of this act, the pay of the supervisors and auditors of Allegheny township, Blair county, shall be one dollar and fifty cents per day, for every day necessarily spent, in the discharge of their official duties.

Percentage allowed supervisors, or collection of taxes, &c.

SECTION 2. That the supervisors of the said township of Allegheny shall be allowed five per centum, on the actual amount of taxes collected, in money, together with the amount worked out by the inhabitants, which shall be in lieu of the per diem pay, for the time spent in notifying hands to work on the roads.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 650.

## A Supplement

To an act incorporating the Numismatic Society of Philadelphia, approved February nineteenth, Anno Domini one thousand eight hundred and fifty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name, style and title of the Numismatic Society of Philadelphia, be and the same is hereby changed; and the said corporation shall, hereafter, be known as the Numismatic and Antiquarian Society of Philadelphia, whose objects shall



be to encourage and promote numismatic science and antiquarian research, with all the rights, privileges and immunities, and subject to all the restrictions, not herein modified, of the act incorporating said Numismatic Society of Philadelphia.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 651.

## An Act

To authorize the burgess and town council of the borough of Susquehanna Depot, Susquehanna county, to levy and collect a higher rate of taxes.

WHEREAS, The borough of Susquehanna Depot, in the county of Susquehanna, is, in its corporate capacity, indebted, by reason of unpaid and outstanding borough orders, and judgments obtained, in the common pleas court of said county, in about the sum of one thousand dollars :

*And whereas*, The amount of ~~taxes~~ to be collected, under the last adjusted valuation, will be insufficient to pay any of the borough's indebtedness, after making the necessary appropriations, for public improvements ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That from and after the passage of this act, the burgess and town council of the borough of Susquehanna Depot, in the county of Susquehanna, shall have power to levy and collect a tax, for borough purposes, of not more than two cents on the dollar, of the last adjusted valuation, for any one year.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 652.

*An Act*

To attach the real estate of Thomas Hastings and Gabriel Vastbinder, of Pine Creek township, Jefferson county, to the borough of Brookville, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate of Thomas Hastings and Gabriel Vastbinder, of Pine Creek township, in the county of Jefferson, is hereby annexed to the borough of Brookville, for school purposes; and the occupants of said real estate shall have the privilege of sending their children to the public schools of Brookville borough, as though they were residents of said borough; and all taxes levied, or assessed, upon the said real estate, shall be paid over to the treasurer, or collector, of school taxes, for the borough of Brookville.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 653.

*An Act*

To authorize the school directors of the borough of West Greenville, in Mercer county, to borrow money, to erect a public school house, in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of West Greenville, in the county of Mercer, be and they are hereby authorized to borrow any sum of money, not exceeding eight thou-

said dollars, for the erection of a public school house, in said borough; and to give their bonds for the same, bearing interest of six per centum per annum, payable at any time, within the period of eight years, as they may deem proper; said bonds to be signed by the president, and attested by the secretary, of the board of school directors of said borough.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 654.

## A Further Supplement

To an act for the incorporation of several bridge companies, and for other purposes, approved the fourth day of April, Anno Domini one thousand eight hundred and thirty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president, managers and treasurer of the Lewistown and Tuscarora Bridge Company, elected for the past year, shall hold the said offices for the present year, no election having been held to fill the same; and hereafter, the president, managers and treasurer of said company shall hold their offices, until the next annual election, after they shall have been elected, and until their successors shall have been duly elected and qualified.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 655.

*An Act*

To repeal an act, entitled "An Act to incorporate the Erie and Wattsburg Plank Road Company," approved February twenty-seventh, Anno Domini one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the Erie and Wattsburg Plank Road Company," approved February twenty-seventh, Anno Domini one thousand eight hundred and forty-nine, and all the supplements thereto, shall be decreed to be repealed, unless said corporation shall, within four months from the passage of this act, comply strictly with all the provisions of its charter, relating to the character and quality of said road, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 656.

*An Act*

Relative to the appointment of an additional notary public, in the county of Lancaster, and authorizing an acting justice of the peace to hold said appointment

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and is hereby authorized and empowered to appoint an additional notary public, for Lancaster county, who shall reside, in the borough of Manheim, in said county.

Appointment of  
an additional  
notary public  
authorized.



SECTION 2. That so much of an act, entitled "An Act to enable the governor to appoint notaries public, and for other purposes, therein named," approved the fourteenth day of April, one thousand eight hundred and forty, as renders, or may be construed to render, justices of the peace ineligible to the office of notary public, shall not be construed to apply to the borough of Manheim, in the county of Lancaster; and the commission of any justice, who may, hereafter, be appointed a notary public, in said borough, shall be good and valid, in law, as though the above mentioned act had never been passed: *Provided*, That they shall not have jurisdiction in cases arising on paper, by them protested. An acting justice of the peace may hold said appointment.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 657.

## A Supplement

To an act incorporating the Mifflin and Centre County Railroad Company, approved the second day of April, Anno Domini one thousand eight hundred and sixty, authorizing said company to issue preferred stock, and to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Mifflin and Centre County Railroad Company be and it is hereby authorized and empowered to add, to the capital stock of said company, not exceeding two thousand shares, of fifty dollars each, and to sell the same, or any part thereof, upon such terms, and with such guarantees, regarding dividends thereon, as shall be determined on by the board of directors, at any general, or special, meeting: *Provided*, That the subscribers, or purchasers, of said stock, so created, shall, at all elections of said company, be entitled to all the rights and privileges, to which the original stockholders are entitled: *And provided further*, That this act shall not take effect until it shall have been submitted to a meeting of the stockholders of the said company. Authorized to add to the capital stock, and sell the same.

*Provided*.

*Provided*.

May borrow  
money and is-  
sue bonds  
therefor.

SECTION 2. That the said company be and it is hereby authorized to borrow a sum of money, not to exceed one hundred thousand dollars, and to issue bonds therefor, bearing interest, at a rate, not exceeding six per cent. per annum, and to secure the same by a second mortgage on their road; said bonds, so issued, to be convertible into stock, at the option of the holder, at any time, within five years from the date thereof.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 65S.

## An Act

To authorize the Cambria Iron Company and the Johnstown Manufacturing Company to construct a railway, between their respective works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall be lawful for the Cambria Iron Company and the Johnstown Manufacturing Company to lay out and construct a railway, with one, or more tracks, between the works of the Cambria Iron Company and the works of the Johnstown Manufacturing Company; the cost to be paid by said companies, in such proportion as may mutually be agreed upon by them.

Construction of  
railway author-  
ized.

Route.

May convey  
freight and pas-  
sengers, &c.  
Fare.

Certain exten-  
sion authorized

Limitation.

Proviso.

SECTION 2. That said companies shall have the right to construct said railway on the bed of the canal, (now abandoned,) and through and over any street, or streets, or by any route, they may deem best; and to carry freight and passengers, on such railway, with the right to use steam, or horse power, and to charge such fare, for passengers and freight, as said companies may agree upon.

SECTION 3. That it shall be lawful for said companies, or either of them, to extend said railway, from each terminus, named in the first section of this act, for the purpose of conveying the coal, iron ore and other minerals, of said companies, to their respective manufactories: *Provided*, That such extension shall not exceed four miles, from either terminus, before mentioned: *And provided further*, That in construct-

ing such extension, it shall be lawful to use and occupy the beds of the canal and of the old Portage railroad.

SECTION 4. That should the Johnstown Manufacturing Company prefer that said railway should be constructed by the Cambria Iron Company, then, it shall be lawful for the Cambria Iron Company to construct and equip said railway, with all the rights, powers and privileges, conferred, by this act, on the said Cambria Iron Company and Johnstown Manufacturing Company.

Railway may be constructed by the Cambria Iron Company alone.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 659.

## An Act

To incorporate the Titusville Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That E. H. Chase, J. H. Angier, J. N. Angier, William H. Abbott, R. D. Fletcher and Fred. Crocker, Martin Copp, E. P. Hastings, R. H. Saergent, A. V. Baldwin, their successors and associates, are hereby created a body politic and corporate, by the name, style and title of the Titusville Water Company, and by that name, shall have perpetual succession, and shall, in law, be capable of suing and being sued, pleading and being impleaded, in courts of law and equity, and of contracting and being contracted with, relative to the business of the corporation, and may have a common seal, and the same alter and renew at pleasure, and hold, in fee simple, such real estate as may be necessary, for carrying on the business of the said corporation.

Corporators.

Title.

Seal.

Real estate.

SECTION 2. That the company shall have power to provide, erect and maintain all works and machinery, engines and apparatus, necessary, or proper, for raising and introducing, into the borough of Titusville, in the county of Crawford, a sufficient supply of water, and for that purpose, may provide, erect and maintain all proper buildings, cisterns and reservoirs, for the reception of water, to be introduced and

Powers and privileges.

- distributed; and for that purpose, they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, wagons, carts, horses and implements, to enter upon such lands and enclosures, lanes and alleys, roads, highways and bridges, as it may be necessary to occupy, for the purpose aforesaid, or to obtain materials, for the construction of said work, and to occupy, ditch and lay pipes through the same, and the same to repair, from time to time; and if any injury be done to private property, the said corporation shall make compensation therefor, or give security for such compensation, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine.
- Damages, relative to.** **SECTION 3.** That the capital stock of said company shall be fifty thousand dollars, with power to increase, from time to time, divided into shares of fifty dollars per share, each; and the said company may issue bonds, to the amount of one-half of their capital stock, bearing interest, not to exceed eight per centum per annum, and secure the same by mortgage of their real estate and purchases and privileges.
- Capital stock.** **SECTION 4.** That the stockholders shall, annually, at such day and place as the by-laws may designate, elect five directors, to manage the affairs of said company, who shall serve for one year, and until their successors are elected; and the persons, above mentioned, shall be the first board of directors, and they, and each succeeding board of directors, shall elect a president from among their number, and also appoint such other officers and agents, as the interests of the said company may require; and in all elections, each share of stock shall be entitled to one vote.
- May issue bonds secured by mortgage.** **SECTION 5.** That if any subscriber, to the stock of this corporation, shall refuse, or neglect, to pay any assessment, or instalment, called for by the said company, at the time and place appointed, and the same shall remain unpaid, for the period of thirty days, he shall, in addition to the instalment called for, pay interest thereon, for such delay, at the rate of five per centum per month; and the company may sue for and recover the said instalment, and interest thereon, or forfeit the amount already paid by said delinquent subscribers, as the board of directors of said company may choose, or elect.
- Election of directors, and other officers.** **SECTION 6.** That the said company shall have the right to fix and establish all necessary rules and regulations, as to the use of said water, furnished as aforesaid, and to fix and establish the rates and prices, to be paid by the citizens, using the same, and to collect the same, as debts are now, or may be, collected, by the laws of this commonwealth; and also, to declare dividends of the net profits of said company, as may be provided by the laws of this commonwealth: *Provided*, That such part of said work, as may be deemed advisable by said company, shall be done, from time to time; and the company shall have as full powers, over the work completed, as though they had finished the whole work, contemplated by this act; and that the said company shall pay, into the state
- Votes.**
- Neglect, or refusal, to pay instalments of stock, relative to.**
- Authorized to establish rules, fix prices, &c.**
- Dividends.**
- Part of work may be done.**



treasury, a tax of one-half of one per centum, in four quarterly payments, on the capital stock. Tax to State.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 660.

## An Act

Compelling the owners of dams, along the Susquehanna river, to erect schutes, so as to allow the passage of shad, and other fish, up the said stream.

WHEREAS, By the construction of dams across the Susquehanna river, shad, salmon and other fish are prevented from passing up the said stream, to the great detriment and injury of persons and communities, living along the line of said river: Preamble.  
*And whereas*, It is well demonstrated that sluices, or schutes, can, at small expense, be so arranged as to allow fish to pass up, or over, the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several companies owning, or interested in, dams on the Susquehanna river, or on the North or West Branches of the same, between tide water and Wilkesbarre, on the North Branch, and from Northumberland to Williamsport, on the West Branch, be and they are hereby required, within six months from the passage of this act, to erect such under-gates, sluices, schutes, or other devices, in all dams, as will permit the free passage of shad, salmon and other fish, up the said stream, or streams. Owners of dams required to erect schutes, &c.

SECTION 2. That if any individual, or individuals, as incorporator, or owner, or owners, of said dam, or dams, or any incorporation owning the same, shall neglect, or refuse, to construct such sluices, schutes, or other devices, as will allow the free passage of fish up the said river, within six months after the passage of this act, he, or they, shall be liable to a fine of two hundred dollars, to be recovered, as debts of like amount are recoverable, by law, one-half to go to the prosecutor, and the other half, to the treasury of the commonwealth; and the Penalty for neglect or refusal, to comply with the provisions of this act.

recovery of said fine, by any individual, shall not be a bar to a recovery, by the same, or any other person, after ten days from the date of the entry of the prior judgment.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 661.

## An Act

Relating to bounties, in the township of Mifflin, and county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors, or supervisors, of Mifflin township, in the county of Dauphin, be and they are hereby authorized and empowered to levy and collect a special bounty tax, to exempt said township from the pending draft, ordered by the President of the United States: *Provided,* That said tax shall not exceed the sum of four hundred dollars, to be paid to each volunteer and substitute, who may credit themselves to said township, to the number assigned as their quota; said amount to be in lieu of the four hundred dollars, allowed by the general bounty law: *And provided further,* That a *capitation* tax, of thirty dollars, be assessed and collected, from each person subject to the draft, in said township: *Provided,* That any tax, heretofore levied, and any payments, heretofore made, in accordance with the authority, herein given, be and the same are hereby legalized and made valid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 662.

## An Act

To provide for the erection of a poor house, in the townships of Milford, Turbett, Spruce Hill, Tuscarora, Lack and Beale, and the boroughs of Perryville and Patterson, in the county of Juniata.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That David Wilson, Thomas M'Cammon, Stewart M'Culloch, Commissioners

Henry Titzell, James V. O'Kesson, Noah Hertzler, of the townships and boroughs aforesaid, all of the county of Juniata, and their successors in office, as commissioners of the poor for the said townships and boroughs, are hereby created and constituted a body corporate, by the name, style and title of the Asylum for the Poor, in the county of Juniata, and by that name, shall have perpetual succession, with all the legal incidents of a body politic and corporate, in law, and may sue and be sued, and use a common seal, and alter and change the same, at pleasure, make all by-laws and regulations that shall be necessary and convenient for managing the affairs thereof, not inconsistent with the constitution, or laws, of the United States, nor of this commonwealth.

Corporate name

Seal.

By-laws.

SECTION 2. That the said commissioners, above named, or their successors in office, duly elected, or appointed, and qualified, in accordance with the provisions, hereinafter contained, or a majority of them, as soon, after the passage of this act, as practicable, to determine upon, purchase such real estate, within the bounds of said townships and boroughs, aforesaid, as may be proper and necessary, for the support of the poor, for the townships and boroughs aforesaid; and it shall be lawful for said commissioners to take, and receive, proper conveyances, in the name of the corporation, mentioned in the third section of this act, and upon the receipt of said conveyance, to execute, in the name of the said corporation, and deliver to the vendee, or vendees, bonds, or mortgages upon such real estate, to secure the payment of so much of the purchase money as shall remain then unpaid, and also, to erect thereon suitable buildings, for the accommodation and keeping of the poor of said townships and boroughs; and they are, also, authorized and empowered to borrow such sum, or sums, of money, as may, in their opinion, be advisable and necessary, not exceeding the sum of ten thousand dollars, to be used in the payment of the expense of purchasing said real estate, and erecting said buildings, and to secure the payment of the same by bonds, and mortgages on said real estate.

Powers and duties of commissioners.

SECTION 3. That the aforesaid commissioners be and are hereby constituted directors of the poor, in the townships and boroughs aforesaid, until successors are elected and qualified,

Commissioners constituted directors of the poor, until election.

as hereinafter provided ; and they, and their successors in office, are hereby created a body politic and corporate, in law, and as such, may receive, take and hold any lands, tenements and hereditaments, not exceeding the yearly value of five thousand dollars ; to erect, and keep in proper condition, suitable buildings, for the reception, use, accommodation and employment of the poor of said townships and boroughs, and to provide all things necessary for the lodging, education, maintenance and employment of the poor of said townships and boroughs.

Election of directors.

SECTION 4. That the said David Wilson, Thomas M'Cammon, Stewart M'Culloch, Henry Titzell, James V. O'Kesson and Noah Hertzler, shall continue in office, as directors, until the second annual March election, after they shall have entered upon their duties, under this act ; at which time, the qualified electors of the townships and boroughs, associated under this act, shall elect three persons, to serve as directors of the poor of said townships and boroughs ; one, to serve for one year, one, to serve two years, and one, to serve three years, and annually, thereafter, for the term of three years ; and the judge, inspectors and clerks of each election district, where such director, or directors, are legally voted for, shall make out a complete return of all votes given for that office ; and the judges of all such election districts shall meet, at the poor house, on the first Tuesday after said election, and then, and there, add together the number of votes given for each person voted for, and make out the returns, complying, in all respects, with the provisions of existing election laws ; and after the performance of said duties, appoint one of their number, by consent, or lot, to deliver the full returns to the court of quarter sessions of Juniata county, in the same manner now provided, by law, for making township returns, and also, to notify the person, or persons, elected, by delivery of a written certificate of election, signed by said judges of election, to the person, or persons, so elected ; and said judges shall be paid one dollar and fifty cents, per day, each, for time so spent, out of the proper funds of the corporation, created by this act : *Provided*, That any vacancy, in said office, by resignation, or otherwise, shall be filled, by the court of quarter sessions of Juniata county, until the next ensuing election of directors, when the said vacancy shall be filled by election, under the limitations aforesaid.

Returns, how made, &c.

Certificate of election to be given.

Compensation of return judges  
Court to fill vacancies.

Directors to take oath.

SECTION 5. That the said directors shall, before entering upon the duties of their office, be duly sworn, or affirmed, to faithfully discharge the duties of their office ; and the person, or persons, so elected, annually, shall take his, or their, place, in the board, as directors of the poor, within twenty days after he has been notified of his election, and shall be sworn, or affirmed, as aforesaid ; and the persons, herein appointed commissioners, shall, as soon as they think proper, after the passage of this act, appoint a treasurer, superintendent, collector of taxes for poor purposes, and such other assistants as they may deem necessary, who shall serve for one year, and until successors are appointed and qualified, unless sooner removed by said directors ; and on the first Monday of January, in each

Appointment of certain officers.



year thereafter, the persons, who shall, at such times, be directors, or a quorum of them, shall appoint a treasurer, a collector of poor taxes, a steward, or manager, of such poor house, a physician, and such other assistants as they may deem necessary, to serve for one year, and until their successors are appointed and qualified, unless sooner removed by said directors; and the collector and treasurer, so appointed, shall give bonds, to said corporation, with sufficient security, to be approved by said directors, or a quorum of them, and in such sum as said directors shall require, conditioned for the faithful performance of their duties, and at the expiration of their term, or removal from office, for the payment and delivery over to their successors, in office, of all moneys, bonds, notes, book accounts, papers, books and documents, to the said corporation belonging, which shall then be remaining in their hands; and any of said officers, or assistants, so, as aforesaid, appointed, may be removed, by said directors, whenever they may see fit; and the vacancies, occasioned by such removal, death, or resignation, of any such officers, or assistants, shall be filled by said directors; and said directors are hereby empowered to bind out, as apprentices, such poor children as may now be bound apprentices, by the overseers of the poor: *Provided*, That such apprenticeship shall expire at, or before, the age of eighteen years: *And provided further*, That no child shall be bound a greater distance than thirty miles from the poor house, or the limits of the said county; and every child, bound as aforesaid, shall have not less than three months schooling, in each and every year; and said directors shall exercise and enjoy all other powers, now vested in the overseers of the poor, as are not herein granted, or supplied; and they are hereby empowered to use one common seal, in all business relating to said corporation, and at their pleasure, may alter and renew the same.

Collector and treasurer to give bonds.

Vacancies.

Apprentices.

Proviso.

Proviso.

Directors to exercise powers of overseers.

SECTION 6. That the said directors shall, annually, and before the first day of April, in each year, make an estimate of the probable expense of supporting and maintaining the poor of said townships and boroughs, for the ensuing year; and, also, an estimate of the probable cost of improving and stocking said farm, keeping said buildings in repair, and of insuring the property, belonging to said corporation, for the ensuing year; and shall, annually, before the first day of April, in each year, lay a rate sufficiently large to raise the sum required, for the support and maintenance of said poor, for the improving of said farm, repair of said buildings, insurance of said property, and for the purchase money of said real estate, for such ensuing year, the rate not to exceed ten mills on the dollar, at any one time, on all real and personal estate, property, or things, in said townships and boroughs, now subject to taxation, for state and county purposes, and shall be laid upon the basis of the then last adjusted valuation; and having caused a fair duplicate of such rate, by them laid, to be made, which shall be signed by them, or a quorum of them, shall issue their warrant, to the collector of such tax, therein authorizing and requiring him to demand, receive and collect, from every per-

Directors to make, annually, an estimate of expenses.

Tax to be levied, for poor purposes.

Assessment and collection of.

son therein named, the sum wherewith such person stands charged, in the same manner, and by the same process, as poor taxes are now, by law, collectable: *Provided*, That the tax, hereby authorized to be laid, levied and collected, shall not, in any one year, exceed, in amount, the one-fifth part of the sum expended, or indebtedness incurred, in purchasing said real estate, or farm, and erecting said buildings, or preparing buildings, for the accommodation of said poor, stocking said farm, and furnishing said buildings with all things necessary, as aforesaid.

**Limitation.** SECTION 7. That said directors, or a quorum of them, shall, as soon as they shall have provided suitable buildings, for the accommodation of said poor, file, in the office of the clerk of the court of quarter sessions of Juniata county, a certificate, setting forth that such buildings are ready for the reception of said poor; said certificate shall, also, contain a statement, of the real estate purchased, together with a description of the buildings thereon, and the price paid, or agreed to be paid, for said real estate, together with the terms and times of payment, and the cost of erecting and fitting up said buildings; and said directors shall, thereupon, give notice, to the overseers of the poor, of said townships and boroughs, of their readiness to receive and accommodate the poor thereof; and said overseers are required, immediately thereafter, to furnish said directors with the names of persons, who are a charge upon said townships and boroughs, respectively, or receiving relief therefrom, with the place of residence of each; and the said directors shall, thereupon, cause such poor person, or such of them as they shall think expedient, to be removed to the building, so, as aforesaid, provided; and thereafter, to be kept, lodged and maintained therein, so long as such person shall continue a charge upon said borough, or township; and no person, who shall refuse to go to said poor house, or to be maintained therein, shall be entitled to relief, or support, from said directors, or from said townships, or boroughs, during the time of such refusal: *Provided however*, That said directors may, as they think proper, furnish assistance and relief, to any poor person, without requiring such person to be removed to, and kept in, said poor house.

**Certificate to be filed in office of clerk of court, when buildings completed, &c.**

**Notice to overseers.**

**Their duties.**

**Removal of poor.**

**Proviso.**

**Work to be performed by inmates.** SECTION 8. That said directors are hereby authorized to provide work and employment for such poor persons, as may be able to perform such work, or employment; and if any poor person, unless unable, by reason of age, infancy, disease, or other disability, shall refuse to perform such reasonable labor, or service, as shall be allotted to, or required of, him, or her, by said directors, or by the steward, or manager, of such poor house, such person shall not be entitled to, or receive, any relief, or assistance, during the time such refusal shall be persisted in, and shall, immediately, upon such refusal, be discharged from said poor house.

**Office of overseer, when to cease.** SECTION 9. That the overseers of the poor, of said townships and boroughs, shall, as soon as notified, by said directors, as provided in the seventh section of this act, cease to act as overseers of the poor, in said townships and boroughs, except

so far as may be required to settle and close their accounts, as overseers, or levy and collect such taxes as may be necessary, for the payment of outstanding debts, against the townships and boroughs, respectively, for the support and maintenance of the poor.

SECTION 10. That the said directors are hereby empowered to make and ordain such rules and regulations, as they shall think proper and necessary, for the direction, government and support of said poor house, and the revenues thereunto belonging, and of all such persons, as shall come under their cognizance: *Provided*, That the same shall have first received the approbation of the court of quarter sessions of Juniata county, and shall not be repugnant to this act, or to any law of this state, or of the United States.

SECTION 11. That if any person, applying for relief, or residing in said poor house, shall refuse to make oath, or affirmation, touching his, or her, last place of residence, or legal settlement, or touching his, or her, property and circumstances, or shall refuse to answer any question, touching the same, that shall be asked of him, or her, by any of said directors, said directors may refuse to extend relief to, or may withhold further relief from, such person, until he, or she, shall consent to take such oath, or affirmation, and answer all such questions; and if any such person, upon taking such oath, or affirmation, shall, wilfully and knowingly, answer any such question falsely, or shall make any false statement, concerning the subject matter of such oath, or affirmation, such person shall be subjected to the same pains and penalties as are, by laws of this commonwealth, visited and inflicted upon persons guilty of perjury.

SECTION 12. That the steward, or managers, of said poor house, shall have the control and management of the poor persons, residing in said poor house, subject to such regulations as shall be made, by the said directors, and shall superintend and direct the work and employment, about which they may be engaged; said steward shall not expend any money, or create any indebtedness, by the purchase of any article, or thing, on account of, or for the use of, the property, or persons, under his control and management, unless the same be authorized, in writing, and signed by at least two of said directors; and said steward is hereby required, yearly, on the second Monday in February, in each year, and whenever said directors may require, to furnish, to said directors, a statement of the income of said real estate, as nearly as the same can be done; also, the amount of expenditures, made by him, under the order of said directors, setting forth the particular sources and amounts of such income, and the items and dates of such expenditures, and shall furnish his vouchers for the same; he shall, also, in said statement, set forth the amount and kind, and, so far as he can ascertain, the value, of the various kinds of personal property, then on hand, the number and names of persons admitted to, and discharged from, said poor house, during the year, or from the time of his last statement, the length of time each person remained, the age, na-

Rules and regulations.

Proviso.

Applicants for relief to make oath.

Powers and duties of steward, or managers.



tivity and sex of each, and the place of the settlement of each person, at the time each person was received: *Provided*, That before such steward, or manager, shall enter upon the duties of his office, he shall give bond, to said corporation, with sufficient security, to be approved by said directors, or a quorum of them, and in such sum as they shall direct, conditioned for the faithful performance of all the duties pertaining to his appointment, as steward, or manager, of said poor house.

**Directors to meet monthly.** SECTION 13. That a quorum of said directors are hereby enjoined and required to meet at said poor house, at least once, in every month, and visit the grounds, buildings and appointments, and see that the poor are comfortably supported, and hear all complaints, and redress, or cause to be redressed, all grievances, that may happen, by neglect, or misconduct, of any person, in their employment, or otherwise.

**Annual account of treasurer.** SECTION 14. That the treasurer of said corporation shall, annually, on the second Monday of March, in each year, and as often as said directors may require, render to said directors a just and correct account of his receipts and disbursements, during the preceding year, or from the time of his last statement, and shall present his vouchers for such disbursements; and said directors shall, annually, in the month of March, in each year, cause to be published, in two newspapers of Juniata county, for one week, a statement of the receipts, disbursements and expenditures of said corporation, during the preceding year, together with a statement of the property, real and personal, then held by said corporation.

**Court to appoint auditors.** SECTION 15. That at the first term, in each year, of the court of quarter sessions of Juniata county, said court shall appoint three competent persons, who shall be citizens of the townships and boroughs, accepting the provisions of this act, to audit and settle the accounts of said directors; said auditors shall meet on the first Monday of March, in each year, and shall receive, for their services, each, two dollars per day, for every day, necessarily employed; the report of said auditors shall be filed by them, with the clerk of the court of quarter sessions of said county of Juniata, on, or before, the third Monday of March, in said year; and said directors, treasurer, or any one, or more, of the tax-payers of said townships, or boroughs, may, within twenty days from the filing of said report, appeal from such settlement, to the court of common pleas of Juniata county, in the same manner, and under the same provisions and regulations, that appeals from settlements, by township auditors, are now allowed.

**Appeal from settlement may be taken.** SECTION 16. That all orders, issued for the relief of any poor person, or persons, within said townships and boroughs, that may accept the provisions of this act, after filing of the certificate, mentioned in the seventh section of this act, shall be directed to the directors of the asylum for the poor, in the county of Juniata; and upon the receipt of such orders, said directors, or any one of them, shall immediately proceed to inquire into the circumstances, and if the person, or persons, named in such order, or orders, shall be found to be entitled to relief, he, or they, shall furnish such relief, or cause such

**Their compensation.**

**Report to be filed.**

**Orders for relief, relative to.**



person, or persons, to be removed to said poor house, there to be kept and maintained, until legally discharged; any of said directors shall have authority to direct a poor person to be admitted to said poor house, but no person shall be discharged therefrom, unless at his, or her, request, except by the direction of at least two of said directors.

Admission and discharge of inmates.

SECTION 17. That the compensation of the treasurer, collector of taxes, steward, physician and other officers, or assistants, shall be fixed by said directors; and the compensation of said directors, for the preceding year, shall be fixed by the board of auditors, at each yearly settlement, each of said directors to furnish said auditors with a correct account of the time lost, and expenses incurred, by him, in attending to his duties, with an affidavit thereto, that such account is just and correct: *Provided*, That the compensation, to be allowed to said commissioners, or directors, for any one year, shall not, altogether, exceed the sum of one hundred and fifty dollars, which shall be apportioned among said directors, according to the time lost, and expenses incurred, by each.

Compensation of directors and officers.

Proviso.

SECTION 18. That no money shall be paid by the treasurer of said corporation, except upon orders drawn by the directors, and signed by two of them.

Orders upon treasurer.

SECTION 19. That it is hereby declared lawful for the overseers of the poor, of any township, or borough, in Juniata county, not accepting of the provisions of this act, if such overseers shall see fit, to make agreements, or contracts, with said directors, if said overseers and directors can mutually agree, for the keeping, maintaining, or employment, of the poor, or any of them, of such townships, or boroughs, in said poor house, for such time, and upon such conditions, restrictions, or stipulations, as said parties may mutually agree; and after the making of any such contract, or agreement, by such overseers, with said directors, said overseers are hereby empowered to remove such poor to said poor house; and if any such poor person shall refuse to go to said poor house, such overseers may refuse to render relief to such poor person, during the time such refusal shall be persisted in.

Contracts by overseers of any township, or borough, with directors, for support of the poor, authorized.

SECTION 20. That in case of a vacancy occurring, in said board of directors of the poor, of the townships accepting of the provisions of this act, by death, resignation, or otherwise, it shall be the duty of the judges of the court of quarter sessions of the county of Juniata, to appoint a suitable person, to fill such vacancy, for the unexpired term of the director causing the same: *Provided*, That the person, so appointed, shall reside in the townships, or boroughs, accepting the provisions of this act: *And provided further*, That the judges of the court, aforesaid, shall have power to remove any director, for gross misconduct, or neglect of duty, after having taken his oath of office, upon the petition of thirty, or more, of the electors of said townships and boroughs, accepting the provisions of this act, on hearing the complaint, after reasonable notice to the director complained of.

Vacancies in board of directors, how to be filled.

Proviso.

Court may remove.

SECTION 21. That on the second Tuesday of October, in the year one thousand eight hundred and sixty-five, the legal vo-

Vote to be taken upon the adoption, or rejection, of this act.

Proviso.

Court to appoint commissioners, in townships accepting.

Upon petition of a majority of tax-payers, any township may be admitted.

Tax to be levied, in townships accepting.

Payment of.

Proviso.

Townships accepting to be exempt from relief tax.

ters, of said townships and boroughs mentioned, shall vote for the adoption, or rejection, of this act, by voting written, or printed, tickets, having on the outside the words, "poor house," and on the inside, "for a poor house," or "against a poor house;" a majority of the legal votes cast for, or against, a poor house, shall decide for, or against, this act, in any of the townships, or boroughs, named therein; and all townships and boroughs, deciding in favor of this act, by a majority of the legal votes thereof, are hereby empowered, and required, to carry into effect all the provisions of this act, by the commissioners named, in said townships, so accepting, and none other: *Provided*, That it shall, also, be lawful for all townships and boroughs, lying on the east side of the river Juniata, in the county of Juniata, in the year, and in the manner, above prescribed, to vote for the adoption, or rejection, of this act; and if any of said townships, or boroughs, shall decide, by a majority of their legal votes, to accept of the provisions of this act, then, the said township, or borough, so accepting, shall be entitled to all the rights and privileges granted by this act, and shall be under all the rules and regulations of said corporation: *Provided*, That it shall be the duty of the judges of the court of quarter sessions, or the associates, in vacation, to appoint a commissioner, in each and every township, as aforesaid, accepting of the provisions of this act.

SECTION 22. That it shall be lawful, at any time, after the passage of this act, for the directors, aforesaid, on petition of a majority of the tax-payers of any township, in Juniata county, to admit, if said directors deem it proper, such township, under the provisions of this act, on the footing, as to the expenditures, liabilities and privileges, as the districts, named in this act.

SECTION 23. That it shall be lawful for any township, in Juniata county, after a decision, in the manner prescribed in the twenty-second section, to accept the provisions of this act, to levy and collect, in the same manner that poor taxes are now, by law, levied and collected, a sufficient amount to cover the proper share of such township, of moneys already expended, in the payment for real estate, and improvements thereon, of said poor house, and pay the same over to the treasurer of said corporation; which payment shall entitle said township to the same privileges and rights as the original districts, named in this act, and thereafter, subject to the same liabilities: *Provided*, That the amount of money, to be paid over, shall be apportioned upon the basis of taxable property, for poor purposes, in said townships concerned, at the last annual assessment.

SECTION 24. That all the townships, in the county of Juniata, that have filled their quotas, by volunteers, under call of the President for five hundred thousand men, and accept the provisions of this act, in the manner aforesaid, shall be exempt from paying relief tax; and it shall be the duty of the relief board to direct all the orders, drawn for the relief of families, in the respective townships, or boroughs, to the tax collector, for poor purposes, in said township.

SECTION 25. All laws, or parts of laws, inconsistent with Repeal. this act, are hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 663.

## An Act

To incorporate the Cash Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Bagaley, Isaac M Pennock, Andrew D. Smith, Thomas Donnelly, John M. Kirkpatrick, John F. Herron, John F. Jennings and Alexander King, of the city of Pittsburg and county of Allegheny, are hereby appointed commissioners, who, or any five of them, are authorized and empowered, from and after the passage of this act, to establish an insurance company, by the name and title of the Cash Insurance Company, to be located in the city of Pittsburg, with a capital of one hundred thousand dollars; and said company shall be organized and managed, according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be limited to the risks designated in the first class, in the seventh section of said act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 664.

**An Act**

To amend an act, entitled "An Act to incorporate the Philadelphia and Montgomery County Railroad Company," approved the second day of April, Anno Domini one thousand eight hundred and sixty, and to extend the time for the commencement and completion of said railroad.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Act of incorporation amended

That the act, entitled "An Act to incorporate the Philadelphia and Montgomery County Railroad Company," approved the second day of April, Anno Domini one thousand eight hundred and sixty, be and the same is hereby amended, by striking out, from the first section thereof, the words following, to wit: "to the intersection of Lehigh avenue and Second street; and thence along said Second street, and the Kensington and Oxford turnpike road, through the village of Olney, to any point on said turnpike road, within the limits of the Twenty-third ward of said city, with power, also, whenever it may be deemed, by them, advantageous, to construct a lateral road, from any point along the line of;" and inserting, in lieu thereof, the words following, to wit: "or by such route as they may deem most advantageous, through the village of Olney, to any point within the limits of the Twenty-second ward, east of Fifth street, of said city; with power, also, whenever it may be, by them, deemed advantageous, to extend;" and the said amendment shall have the same force and effect as if the same had been originally enacted.

Time for commencement and completion of road extended.

*SECTION 2.* That the time for the commencement of the construction of said railroad be and the same is hereby extended to three years, from the date of the passage of this act, and the time for its completion, to two years, from the date of its commencement.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 665.

## An Act

To prevent cattle, and other animals, from running at large, in the county of Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall not be lawful for horses, cattle, sheep, swine and mules, to run at large, in the county of Clinton, for the period of one year, under a penalty of ten dollars, to be recovered from the owner, or owners, of such animals, before a justice of the peace, as debts of like amount are, by law, recoverable; the recovering of said penalty to be no bar to a recovery, by the owner of real, or personal, property, for the damages sustained by reason of said animals running at large.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

No. 666.

## An Act

To incorporate the French Creek Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That P. M'Gough, James P. Hoover, J. H. Smith, C. Heid-Commissioners. sick, James S. Myers, Hugh C. Graham, L. D. Rodgers, or a majority of them, be and they are hereby appointed commissioners to open books, receive subscriptions, and organize a company, by the name, style and title of the French Creek Title. Bridge Company, with a capital stock of forty thousand dollars, Capital stock. to be divided into shares of ten dollars each, and with power

to increase the same, from time to time, to such an amount as may be necessary to complete the bridge, hereby authorized to be built, by a vote of a majority of the stockholders, present at a meeting specially called for that purpose.

Construction of  
bridge author-  
ized.

Subject to.

SECTION 2. The said company are hereby authorized and empowered to build and erect a single, or double, track bridge across French creek, at, or near, the mouth of French creek, in Venango county, and shall be subject to all the restrictions, and vested with all the rights, powers and privileges, enumerated in an act, entitled "An Act regulating bridge companies," approved twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, and the several supplements thereto, except so far as it and they are altered and supplied by this act.

Rates of toll.

SECTION 3. That when the said bridge shall have been erected over French creek, as aforesaid, the company may demand and receive toll, from travelers and others crossing the same, not exceeding the following rates, *videlicet*: For each foot passenger, one cent; each person and horse, ten cents; each one-horse carriage, wagon, or sleigh, fifteen cents; each two-horse wagon, carriage, sled, or sleigh, twenty-five cents; and for each additional horse, attached thereto, five cents; each yoke of oxen, without vehicle, ten cents; each head of cattle, three cents; each head of swine, or sheep, one cent; and for all other things, not enumerated in this list, the amount received by other bridges across the Allegheny river: *Provided*, That the said bridge company shall have the right to use the stone, or other material, of the old county bridge: *Provided*, That if the county commissioners determine to re-build the old county bridge, recently swept away by the flood, and commence to re-build the same, within thirty days from the passage of this act, then and in that case, the provisions of this charter shall cease.

Proviso.

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 667.

## An Act

To authorize the school directors of the township of Upper Milford, in the county of Lehigh, to levy and collect a special tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the township of Upper Milford, in the county of Lehigh, are hereby authorized to levy and collect a special tax, in the manner prescribed by the act of assembly, approved March twenty-fifth, Anno Domini one thousand eight hundred and sixty-four, and the supplements thereto, for an amount, sufficient to pay the sum, expended by said board of school directors, in behalf of certain citizens of said township, who were drafted for the military service, under the call of the President of the United States, made February, one thousand eight hundred and sixty-four, for two hundred thousand men, and to refund, to the taxpayers of said township, the sums paid by them, under an assessment of bounty tax, made by said school directors, on the ninth day of June, Anno Domini one thousand eight hundred and sixty-four, together with the costs of levying and collecting both of the taxes aforesaid.

School directors authorized to levy a special tax.

SECTION 2. The levying and collection of said special tax shall not prevent the said board of school directors from levying and collecting, in the same year, any other bounty taxes, to the extent authorized by the fourth section of the act of assembly, approved August twenty-fifth, Anno Domini one thousand eight hundred and sixty-four.

Additional taxation, for bounty purposes, relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 668.

**An Act**

To allow mileage to the county commissioners of Luzerne county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Luzerne county shall be entitled to receive, in addition to their daily pay, as now provided by law, mileage, at the rate of four cents per mile, for each mile necessarily traveled by them, in going from their homes to the commissioners' office, and returning again, in attending to the duties of their office: *Provided,* Such mileage shall not be allowed them oftener than at the rate of twice for each month, during any year; and the like mileage shall be allowed said commissioners, for any bridge views made by them.

**ARTHUR G. OLMSTED,**  
Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**  
Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

**A. G. CURTIN.**

No. 669.

**An Act**

To vacate parts of Ash lane and Beech lane, in the city of Erie, and township of Mill Creek, in the county of Erie, and grant the same to the adjacent owners.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of Ash lane, and so much of Beech lane, in the city of Erie, and township of Mill Creek, in the county of Erie, as lie between the Erie and North-East railroad, and Buffalo street, or road, be and the same is hereby vacated and laid aside forever; and the title to the said land, over which

Parts of certain  
lanes vacated.



the vacated portion of said lanes pass, is hereby vested, in fee simple, in the owners of the adjoining property, on each side of said streets, to the middle thereof.

SECTION 2. That any person, or persons, who may consider themselves aggrieved, by the vacation of said streets, or lanes, may, within six months after the passage of this act, apply, by petition, to the court of common pleas of Erie county, for viewers, to view and assess the damages, sustained by said applicant, or applicants, by reason of the vacation of said streets, or lanes; and all the proceedings, on said petition, shall be in accordance with the provisions of the eleventh section of the act regulating railroad companies, approved February nineteenth, one thousand eight hundred and forty-nine, and the several supplements thereto.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM. J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 670.

## An Act

To authorize the school directors of the township of Shamokin, the county of Northumberland, to levy and collect a special tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the board of school directors of the township of Shamokin, in the county of Northumberland, are hereby authorized to levy and collect a special tax, in the manner prescribed by the act of assembly, approved March twenty-fifth, Anno Domini one thousand eight hundred and sixty-four, and the supplements thereto, for an amount, not exceeding twenty-five hundred dollars, to pay the sums, expended by said board of school directors, and certain citizens of said township, to pay bounties to volunteers, under the call of the President of the United States, made in the year one thousand eight hundred and sixty-four, together with the costs of levying and collecting both of the taxes aforesaid.

SECTION 2. The levying and collection of said special tax shall not prevent the said board of school directors from levy-

Additional taxation, for bounty purposes, relative to. ing and collecting, in the same year, any other bounty taxes, to the extent authorized by the fourth section of the act of assembly, approved August twenty-fifth, Anno Domini one thousand eight hundred and sixty-four.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 671.

## A Supplement

To an act relative to the Tioga Railroad Company, approved May third, one thousand eight hundred and fifty-two.

WHEREAS, The increased business of the railroad of the Tioga Railroad Company has made it necessary for its directors to provide additional locomotives, cars, depots and other facilities for transportation, and the increasing business will require more rolling stock and machinery; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of said company are hereby authorized to increase the capital stock, to an amount not exceeding one million of dollars, in shares of fifty dollars each: *Provided,* That the consent of a majority, in interest, of the stockholders, shall first be had thereto.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 672.

## An Act

To protect the public records of Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the commissioners of Venango county be and they are hereby authorized and empowered to occupy, possess and hold, in trust, for said county, so much of the public square, in the borough of Franklin, on which the court house is situated, as may be necessary for the erection of a suitable building, to preserve the public records of said county, and make them secure against fire, and for other necessary county purposes.

County commissioners authorized to erect building, for preservation of public records, &c.

SECTION 2. That the said commissioners shall have power, if they deem it advisable, to purchase a new site, and erect a new court house thereon, with power to remove and use the materials of the old building, in construction of the new building, or sell the same, and apply the proceeds of the same to the erection of the new building.

May purchase a new site, and erect a new court house thereon.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 673.

## An Act

Relative to the Chambersburg Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That from and after the passage of this act, it shall be lawful for the Chambersburg Turnpike Road Company to charge the

same rates of tolls, for travel over said road, and to collect the same, in such manner as is now provided by the laws of this commonwealth, in regard to the Chambersburg and Bedford Turnpike Road Company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 674.

## An Act

Establishing a ferry on the Allegheny river, at the borough of Lawrenceville, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a public ferry, to be known as the Lawrenceville ferry, is hereby established, across the Allegheny river, from the landing thereat, at the foot of Ewalt street, in the borough of Lawrenceville, in the county of Allegheny, to the opposite shore, at, or near to, the landing, at Graff, Bennett & Co.'s rolling mill.

Ferry authorized.

Samuel M. Kier to establish and keep the same.

Subject to.

Prohibition.

SECTION 2. That Samuel M. Kier, his heirs and assigns, shall own, establish, and have the exclusive right to use, the said public ferry, and keep the same, and furnish all needful facilities for crossing said river, and to receive such tolls as are customary; and the owners thereof shall be subject to all general laws of this commonwealth, regulating ferries.

SECTION 3. That all persons are hereby prohibited from using said river, for the purposes of a ferry, between the eastern line of said borough and the foot of Pike street, therein, and for the space of eight hundred yards above and below the landing, on the opposite shore of said river.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 675.

**An Act**

To legalize the appointment made of overseers, in the borough of Williamsport.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the appointment of William Calvert, Thomas Throp and James Rothrock, by the town council of the borough of Williamsport, as overseers of the poor of said borough, for the ensuing year, be and the same is hereby declared legal and valid; and that the said overseers, so appointed, as aforesaid, shall serve as overseers, until the next annual borough election.

The appointment of certain overseers of the poor legalized.

SECTION 2. The overseers of the poor, in the said borough, shall annually, hereafter, be appointed by the town council of said borough, as soon after the annual election as may be; and the overseers, so appointed, shall hold their office till their successors are appointed; but before entering on the duties of their office, they shall give security, to the said town council, for the faithful application of the money, which may come into their hands, as overseers, and for the faithful discharge of their duties, under existing laws, as such overseers.

To be appointed, hereafter, by councils.

Security to be given.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 676.

**An Act**

Authorizing the erection of a poor house by the borough of White Haven, the townships of Denison and Wright, in Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act, approved the second day of April, Anno Domini one thousand eight hundred and sixty, entitled "An Act to authorize the erection of a poor house by the township of Wilkesbarre, in Luzerne county," be so amended, as to be made applicable to the borough of White Haven, the townships of Denison and Wright, in said county; and that S. W. Truman and Samuel Wallace, of the borough of White Haven, and Theodore Benham, of the township of Denison, and George Carey, of the township of Wright, are hereby appointed commissioners, to carry the same into effect, with the same powers, and subject to the same restrictions, as provided by the act to which this refers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 677.

## An Act

To incorporate the Barclay Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That J. D. Elwell, Joseph Lesley, O. W. Barnes, R. D. Barclay, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the Barclay Mining Company; and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in Arizona, or any, or all, of the territories of the United States, and to obtain, therefrom, any and all minerals, and other valuable substances, whether by working, or opening, leasing, or disposing privileges to work, or mine, or sell, such lands, or any part thereof, and to erect houses, and such other buildings, or works, as may properly appertain to said business, and to use, let, sell, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper.

Title.

Privileges.

By-laws.

SECTION 2. That the said company shall have power to make such by-laws, as they may deem proper, to enable them to

carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided, That* such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter, at pleasure; and to issue certificates of stock, and bonds, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the corporators, named in this act, shall effect persons to serve as directors, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office, in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings for the transaction of the business of the company.

SECTION 5. That all the rights, powers, immunities and privileges, granted by this act, may be exercised and enjoyed by said company, in the state of California; and that the stockholders of said company be and they are hereby authorized to change the name and title of the said company; which change shall be valid, after the filing of a certificate, in the office of the secretary of the commonwealth, signed by the president, and attested by the seal of the said company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 678.

## An Act

To make valid, and extend the time for assessing and collecting, unseated land tax, in the township of Armstrong, county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the return for the collection of taxes on unseated lands, required to be made, in pursuance of an act of assembly, approved the twenty-first day of April, one thousand eight hundred and fifty-six, entitled "An Act relative to the sale of unseated lands, for the non-payment of tax," shall be good and valid, for school purposes, for the year one thousand eight hundred and sixty-four, for the township of Armstrong, in the county of Lycoming: *Provided*, The return be made on, or before, the first day of May, one thousand eight hundred and sixty-five, instead of the first day of February, one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 679.

## An Act

To authorize the burgess and town council of the borough of Meadville to levy and collect an additional tax.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Meadville be, and they are hereby authorized, in addition to the tax now allowed by the law, to levy and collect an additional tax of five mills on each dollar of valuation, for general purposes, in the same manner as the levying and collecting of taxes, in said borough, is now provided for, by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 680.

**An Act**

To fix the compensation of the directors of the poor, of the county of Cambria.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the first day of November, one thousand eight hundred and sixty-five, the directors of the poor, of the county of Cambria, shall each be entitled to receive, from the the treasury of said county, as a compensation, for their services, respectively, the sum of one hundred dollars per annum.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 681.

**An Act**

To declare Mill run, in Lycoming county, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Mill run, in the townships of Brown and M'Henry, in the county of Lycoming, a tributary of Pine creek, be and the same is hereby declared a public highway.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 682.

## An Act

To authorize the appointment of an additional notary public, in Fayette county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and he is hereby authorized and empowered to appoint such competent person, as he shall see fit, to be a notary public for this commonwealth, to reside in the borough of Brownsville, Fayette county.

ARTHUR G. OLMSTED,<sup>1</sup>

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 683.

## An Act

Relating to bounties, in Derry township, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Derry township, in the county of Dauphin, be and they are hereby authorized and empowered to levy and collect a special bounty tax, to the amount of five hundred dollars, for each man, to the number assigned as the quota for said township, under the recent call of the President of the United States, for three hundred thousand men; and they are hereby fully authorized to pay the sum of five hundred dollars, alike, to each substitute, and to each drafted man, as well as, to each volunteer, whose credits will, or have been given to said township, under the said call: *Provided*, That a *per capita* tax of twenty-five dollars, on each person, in said

township, liable to draft, may be levied and collected, in lieu of the *per capita* tax now authorized by the general law.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 684.

## An Act

Amending the thirtieth section of the act, entitled "An Act relating to Allegheny county," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, relative to the annual sum, to be paid the mayor of Allegheny city, out of the treasury of the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the thirtieth section of an act of the general assembly of the commonwealth of Pennsylvania, entitled "An Act relating to Allegheny county," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, be so amended, that the annual sum, to be received by the mayor of Allegheny city, out of the treasury of the county of Allegheny, shall be five hundred dollars, payable quarterly, from the fifteenth day of January, Anno Domini one thousand eight hundred and sixty-five.

SECTION 2. That so much of said thirtieth section, as is inconsistent herewith, be and the same is hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 685.

*An Act*

To repeal a portion of an act, relative to the sheriffs of this commonwealth, approved April eleventh, one thousand eight hundred and fifty-six, so far as the same relates to the counties of Blair and Washington.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That so much of an act, entitled "An Act relative to the sheriffs of this commonwealth," approved April eleventh, one thousand eight hundred and fifty-six, as limits the allowance, for keeping prisoners, to twenty-five cents per day, be and the same is hereby repealed, so far as the counties of Blair and Washington are concerned.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 686.

*An Act*

To increase the compensation of the county commissioners, county auditors, jurors, assessors, supervisors and constables of Greene county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation of the county commissioners of Greene county shall be three dollars, each, per diem, for every day necessarily employed in official business; the compensation of the county auditors shall be three dollars, each, per diem, for every day necessarily employed, in official business; the compensation of the jurors, in attendance upon the several courts of said county, shall be two dollars per diem; the compensation of the several assess-

Pay of commis-  
sioners, audi-  
tors, jurors, &c.



sors of said county shall be one dollar and fifty cents, per diem, for every day necessarily employed, in official business; and the compensation of the several supervisors of roads, in said county, shall be two dollars per diem, for every day necessarily employed, in official business.

SECTION 2. The fees of the several constables of Greene Fees of constable county shall be the same as those allowed by an act of assembly, approved the sixth day of May, one thousand eight hundred and sixty-four, entitled "An Act relating to the fees of constables, in the counties of Fayette and Northampton."

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 687.

## An Act

To authorize an increase of taxes, in the borough of Emporium, in the county of Cameron.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the corporate authorities of the borough of Emporium, Increase of in the county of Cameron, be and they hereby are authorized taxes author- to assess, levy and collect a borough tax, at such rate as may be necessary, to meet the expenses of said borough, not exceeding, in any one year, the rate, or sum, of two and one-half per centum on the dollar of the adjusted valuation, made for county purposes.

SECTION 2. This act shall continue in force for five years Limitation. only.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 688.

*An Act*

Relating to the fees of justices of the peace and constables, in the counties of Columbia and Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees to be received by justices of the peace, in the counties of Columbia and Luzerne, shall be the same as the fees now receivable, by justices of the peace, in the counties of Erie and Crawford, under the act, approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-three, entitled "An Act to amend the fee bill, as to justices of the peace, in the counties of Erie and Crawford;" and be it further enacted by the authority of the same, that from and after the passage of this act, the fees received by the constables, in the counties of Columbia and Luzerne, shall be the same as the fees receivable by the constables, in the county of Berks, under the act, approved the first day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relating to the fees of constables, in the county of Berks."

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 689.

*An Act*

To authorize the collection of an additional tax, for bounty purposes, in the township of Menno, in the county of Mifflin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the committee appointed by the citizens of Menno township, in the county of Mifflin, to levy and collect the bounty tax, in said township, are hereby authorized to levy and collect one and one-half per cent., additional to the two per cent., now allowed by law, under the call of the President of the United States, for five hundred thousand volunteers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 690.

## An Act

Relating to bounties, in the township of Delaware, in the county of Pike.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of the township of Delaware, in the county of Pike, shall have authority to issue thirteen bonds, of two hundred and fifty dollars each, against said township, to pay the thirteen men, who furnished substitutes, or who went into the service, to the credit of said township, under the last call of the President, for five hundred thousand men.

School directors authorized to issue bonds, for bounty purposes, &c.

SECTION 2. That the school directors of said township shall have authority to levy and collect a tax, sufficient to pay said bonds, as other taxes are levied and collected, for state and county purposes: *Provided*, Said tax is levied and collected, within three years from the passage of this act.

Tax to be levied therefor.

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 691.

## A Supplement

To an act to incorporate the Dauphin and Colorado Gold Mining Company, approved the thirtieth day of April, Anno Domini one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Dauphin and Colorado Gold Mining Company are hereby authorized to borrow any sum of money, not exceeding two hundred thousand dollars, at a rate per centum, not exceeding eight per centum ; and to issue the bonds of said company, under the corporate seal of said company, for such sum, or sums, not exceeding the amount aforesaid, as the said board of directors shall deem necessary, for the purpose of prosecuting the business of said corporation, and for such time as may be agreed upon between the president and directors of said corporation, and the party, or parties, making the loan, or advances, to said company : *Provided,* That no bond, authorized by this supplement, shall be issued for a less sum than one hundred dollars : *And provided also,* That before any bond, or bonds, shall issue, in pursuance of the provisions of this supplement, the terms and conditions of the loan shall be laid before the board of directors, by the president of said company, and be approved by a majority of said board of directors, convened for that purpose.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 692.

**An Act**

To legalize the action of the burgess and town council of the borough of California, in Washington county, in issuing bonds, to pay bounties to volunteers, and to provide for the levy, assessment and collection of a bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the action of the burgess and town council of the borough of California, in the county of Washington, in issuing bonds, to pay three hundred dollars to each man, required to fill the quota of said borough, under the President's call, for three hundred thousand men, in December last, is hereby legalized and made valid and binding; and said authorities shall have power to levy and collect, as state and county taxes are levied and collected, a tax sufficient to redeem said bonds; and said burgess and town council shall have the same power to levy and collect taxes, in the future, to fill the quota of said borough, under any call since made, or which may hereafter be made, by the President of the United States, for men, including a *per capita* tax of twenty-five dollars, upon each person, in said borough, liable to draft; in all, not to exceed three hundred dollars to each volunteer.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 693.

**An Act**

Authorizing the school directors of Ephrata and Caernarvon townships, Lancaster county, to levy a special bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the board of school directors, of the townships of Ephrata and Caernarvon, in the county of Lancaster, be and they are hereby authorized to levy and collect a special bounty tax, not exceeding the rate of one per centum, upon the last adjusted valuation of said township, for the purpose of enabling them to make up deficit in the amount of bounty paid, in excess of the amount authorized by former acts, to those volunteers, who have credited themselves to said townships, under any of the requisitions made by the President of the United States, prior to December nineteenth, one thousand eight hundred and sixty-four; said tax to be collected as other bounty taxes are now, by law, collected; and to refund to those persons their respective amounts, who have advanced the same, for said purpose.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 694.

## An Act

To increase the taxes, in Dyberry township, Wayne county, for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Dyberry township, in Wayne county, be and are hereby authorized to levy and collect a tax, not to exceed six cents on the dollar, of the county valuation of property, in said township, to pay a bounty to those volunteers, who entered the service of the United States, to the credit of said township, under the last call of the President, for five hundred thousand men.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 695.

## An Act

To incorporate the Eagle Gold Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John E. Graeff, Isaac Flickinger, James L. Nutting, Daniel R. Miller and John Musser, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name, style and title of the Eagle Gold Mining Company, and by such name and title, shall have perpetual succession, shall be capable of suing and being sued, impleading and being impleaded, and of exercising all the privileges and franchises incident to a corporation; they may make and establish a common seal, and alter the same, at pleasure; and the corporation may take, hold and receive, in its corporate name, property, real and personal and mixed, in the state of California, and sell and dispose of the same, either in fee simple, or for any less estate, at pleasure, or hold and improve the same, and obtain, therefrom, any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses, and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to their business, and dispose of the products of all such lands, mines and works, as they may deem proper.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the capital stock of said company shall be divided into as many shares, of ten dollars each, as the corporators shall value the property, purchased for the use of the company, at the time of its organization, not exceeding, in the aggregate, one million of dollars, which shall be assignable and transferable, in such a way, and subject to such conditions, as the said company may, from time to time, by their by-laws, prescribe; and the said shares of stock shall be, for all legal purposes, deemed and treated as personal estate.

Capital stock.

SECTION 3. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and for the proper and orderly administration of the affairs of the company, and the same to alter, amend, or repeal; at their pleasure: *Provided,* That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act.

By-laws.

Proviso.

SECTION 4. That the affairs and business of said company shall be managed, and conducted, by a board of five directors, a president, secretary and treasurer, who, in the first place, shall be elected by the corporators named herein, and annually, thereafter, by the stockholders, at such time as the by-laws may

Management.

prescribe; and the board of directors and officers, so elected, shall hold their offices until their successors have been elected and qualified.

Offices.

SECTION 5. That it shall be lawful for said company to establish the necessary offices, for the business thereof, in such places as they may deem expedient, but the principal office, for the transaction of business, and where the corporate meetings shall be held, shall be in the city of Philadelphia.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 696.

## A Supplement

To the act incorporating the Lewisburg, Centre and Spruce Creek Railroad Company, passed the twelfth day of April, one thousand eight hundred and fifty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

When road to be commenced and completed.

Certain extension and connection authorized.

Time of holding annual election

That said company shall have four years, from the passage of this act, within which to commence building said road, and eight years, within which to complete the same; and that said company are hereby authorized to extend a branch of said road, to the Bald Eagle creek, and to connect with any other railroad, in the county of Northumberland.

SECTION 2. That the annual election for officers shall be held on the second Monday of June, in each year: *Provided*, That the next election may be held, at any time, after twenty days' notice.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 697.

**An Act**

To annex Clinton, Elk and Lycoming counties to the Eastern district of the Supreme Court.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the counties of Clinton, Elk and Lycoming be and the same are annexed to the Eastern district of the supreme court; all writs of error, issued to said counties, to be made returnable, on such day as said court may, hereafter, determine.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 698.

**An Act**

To authorize the committee, appointed by the citizens of Union township, in the county of Mifflin, to levy and collect an additional bounty tax.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the committee, appointed by the citizens of Union township, in the county of Mifflin, are hereby authorized to levy and collect a bounty tax, of one-half of one per cent., in addition to that now allowed by law, to enable them to meet a deficit, in the amount expended, under the call for five hundred thousand men.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 699.

## An Act

Relating to the collection of road taxes, in the county of M'Kean.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Limitation as  
to the rate of  
the regular tax.

Court may,  
upon applica-  
tion, direct an  
additional tax  
to be levied.

How to be col-  
lected.

Constables to  
return, to com-  
missioners,  
transcripts of  
taxes not col-  
lectable by  
them.

Taxes upon un-  
seated lands,  
relative to.

That the regular tax shall not, in any one year, exceed ten mills on the dollar, of the adjusted valuation of property, in said county; and the court of common pleas of said county may, upon application of any creditor of a township, and upon notice to the commissioners thereof, direct the commissioners to levy an additional tax, or to increase the regular assessment, and to cause the same to be collected, in money, to pay debts of said township; which additional tax, or increase of tax, shall not, in any case, exceed, in any one year, ten mills on the dollar of such adjusted assessment, or valuation; the taxes, authorized by this section, and the arrearages of the regular assessment, not worked out, as provided by the eighteenth section of the road laws of said county, and payable in money, except the taxes on unseated lands, shall be collected by the constables of the respective townships, upon warrants and duplicates, issued by the commissioners; and the said constables shall have all the power and authority, for the collection of the same, which are vested in collectors of county rates and levies, by existing laws, and shall be liable, upon their bonds, for the faithful discharge of their duties, and for the payment, to the treasurer, within ninety days after the receipt of said warrant, of the whole amount thereof, except such sums as may be abated by the said commissioners, or returned to the commissioners of said county.

*SECTION 2.* That the constables of said township are required to make out and return, to the county commissioners, transcripts from their duplicates, as aforesaid, of all assessments upon seated property, which are not collectable, in pursuance of the powers vested in them, by the preceding section, and the same be collected by the county treasurer, as provided by existing laws, for the collection of county taxes.

*SECTION 3.* That it shall be the duty of the commissioners of the said townships, on, or before, the first day of June, of each year, to file their duplicate, for so much of the tax assessed upon unseated lands, in pursuance of the foregoing sections of this act, as shall, at the time remain due and unpaid, in the office of the county commissioners, for collection; when the said duplicate shall have been filed, as aforesaid, the county commissioners are hereby authorized and required to draw their orders on the county treasurer, in favor of the commissioners of said townships, in such sums as may be desired by them, to the amount of such duplicate, deducting

therefrom such amount as will, in the judgment of the county commissioners, be sufficient, to pay the commission of the county treasurer, and cover such exonerations and abatements as will be likely to be made, and shall deliver the same to the township treasurer; the said duplicate, when so filed, shall be collected by the county treasurer, as is provided by law, for the collection of other taxes on unseated lands; and the tax, so collected, shall be paid out, on the said orders drawn, by the county commissioners.

SECTION 4. That the additional, or increased, tax, when collected, shall be applied, by the township treasurer, first, to the payment of the claim, or claims, of the person, or persons, upon whose application it was ordered, and next, to the payment of judgments against the township, in the order of their priority, and upon orders drawn by the commissioners, in the order of their presentment to the treasurer: *Provided*, That before the tax is collected and paid to the treasurer, written notice of the preferred claims, stating the amount and character thereof, shall be given to said treasurer; and the said court shall have power to enforce the provisions of the first section of this act, and of this section, by attachment against the commissioners and treasurer, as the case may require.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 700.

## An Act

To prevent the hunting of rabbits with ferrets, in Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall not be lawful for any person, or persons, to hunt, catch, or kill, any rabbit, in the county of Schuylkill, by the use, or means, of ferrets.

SECTION 2. That any person, or persons, violating the provisions of this act, shall be deemed guilty of a misdemeanor,

and shall, upon conviction thereof, forfeit and pay a fine of not less than two dollars, and not more than ten dollars, with cost of prosecution; the one-half of such fine to be paid to the informer, and the other one-half to be paid to the directors of the poor and house of employment of the county of Schuylkill, for the use of the poor of said county; and any person, or persons, being upon any hunting ground, with any ferret, or ferrets, shall be deemed *prima facie* guilty of a violation of this act: *Provided*, That prosecution, for the violation of this act, shall be commenced, within sixty days after the commission of the offence: *And provided*, That the interest of the informer, or complainant, in the penalty hereby imposed, shall not render him incompetent as a witness, on the trial.

Proviso.

Proviso.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 701.

## An Act

To authorize Hiram Young to establish and maintain a ferry over the West Branch of the Susquehanna river, at Northumberland.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

Ferry authorized.

That Hiram Young be and is hereby authorized and empowered to keep, establish, maintain and operate a public ferry, across the Susquehanna river, from land of Humphrey's heirs, on the east side of said river, to the west side of said river, at, or near, the abutment of the bridge across the said stream: *Provided*, That the privilege, herein granted, shall cease, when the bridge is again re-built, and ready for travel.

Proviso.

To be kept in repair, &c.

**SECTION 2.** That Hiram Young, his heirs and assigns, shall own the same, and shall establish, maintain and keep up the said ferry, and furnish all needful facilities for crossing said river, either with ordinary boats, or by the use of steam vessel, or vessels: *Provided*, That not more than fifteen cents shall be charged, for conveying a passenger across said river, in the day time, and twenty-five cents, when taken across in the night: *And provided*, The said ferry shall be subject to

Charges.

Subject to.



the general laws of this commonwealth, relating to public ferries: *And provided further*, That the said ferry shall not interfere with the navigation of said river, and with the rights of property owners on the same. Navigation not to be obstructed.

SECTION 3. That all persons are hereby prohibited from using said river, as a public ferry, for the space of one-half mile above and below said points, on both sides of the said river; and any person, or persons, violating against this provision, shall, for each and every offence, upon conviction, before any court, or justice of the peace, in either of the counties of Union, or Northumberland, forfeit the sum of five dollars; one-half for the use of the prosecutor, and the other half for the use of the common schools of the district, in which suit may be brought. Prohibition. Penalty.

SECTION 4. That the provisions of the act of March fourteenth, one thousand eight hundred and fifty, giving to the courts of quarter sessions of the counties of Northampton and Monroe the right to fix and adjust the rates of tolls, be given the courts of Northumberland county: *Provided*, That nothing, in this act contained, shall, in any manner, interfere with the rights of canal companies, or prohibit ferriage, by any of the canal companies of this commonwealth, of canal boats, horses, men and property, used in connection with transportation on canals. Certain provisions in reference to rates of tolls extended to. Proviso.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 702.

## An Act

To establish a ferry over Oil creek, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the borough authorities of Oil City shall have the right and privilege, at their own expense, to make good, sufficient and

Borough authorities empowered to establish ferry.

Damages, relative to.

To be kept in good order, &c.

Rates of toll.

May extend rope, or wire, across river. Proviso.

Penalty for injuries to boats, &c.

Prohibition.

convenient landings and roads, to the nearest public highway to said landings, on the north and south side of Oil creek, in Oil City, at, or near, where the bridge was recently swept away, and to use said property as a public ferry: *Provided*, That should any private property be injured, by making said landings, or roads, the said borough authorities shall pay all such damages, to be assessed, in the same manner as damages, for the opening of private roads, are assessed; but the said authorities are to have the right to enter upon the lands, and make such landings and roads as are necessary, immediately.

SECTION 2. That the said authorities shall keep the said ferry, roads and landings, in good order and repair, fit for the transportation of travelers, teams and carriages, of all descriptions, and keep good and sufficient boats and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend, for the purpose of carrying passengers, teams, carriages, and so forth, across said river, with reasonable diligence and care.

SECTION 3. That the said authorities, as a remuneration for keeping up, and in good repair, the said landings, ferry and roads, shall receive, for carrying persons, teams, carriages, and so forth, across said river, tolls, not exceeding the following rates: for each foot person, five cents; each person and horse, fifteen cents; for each one-horse carriage, or wagon, twenty cents; for each two horses and wagon, twenty-five cents; for each two horses and spring carriage, thirty cents; for each four horses and wagon, forty cents, and for each additional horse, five cents; for each horse, without a rider, five cents; for each yoke of oxen, fifteen cents; for each head of horned, or neat, cattle, led, or driven, three cents; for each head of sheep, or swine, two cents, and for all things, not enumerated in this list, the amount received by other ferries, of like character, crossing said river; and to have the right to extend a rope, or wire, across the river, if they shall deem it necessary, or advisable, to facilitate crossing: *Provided*, That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said creek.

SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall each of them, forfeit and pay, to the said authorities, the sum of thirty dollars, in addition to all damages, sustained by the owner, or owners, of said ferry, to be recovered as debts of like amount are, by law, recoverable, but without stay of execution, or relief from any law of this commonwealth, exempting property from levy and sale for debts.

SECTION 5. That all persons, except the said authorities, are hereby prohibited from using said creek, for the purpose of a ferry, within the distance of one-half mile of said established ferry; any person, or persons, violating the provisions of this section of this act, shall forfeit and pay, to the said authorities, the sum of fifty cents, for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the above

mentioned bounds, to be recovered as the penalties, in the fourth section of this act, are recovered.

SECTION 6. That whenever the said authorities shall neglect, or refuse, to comply with the provisions and requirements of this act, for the period of thirty days, when ferriage over said river is practicable, they shall relinquish, forfeit and lose all the rights and privileges, secured and acquired by this act; otherwise, it shall be and remain in full force.

Forfeiture of rights, privileges, &c., relative to.

SECTION 7. That all tolls received by said authorities shall be applied, first to pay the cost of construction of said ferry, and the hands necessarily employed to work the same, then all the remaining tolls shall be applied to repair Main street, in Oil City.

How tolls to be appropriated.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 703.

## An Act

To establish a ferry, over the Susquehanna river, at, or near, Milton, in the county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. H. Bogle, his heirs and assigns, shall have the right and privilege, at his own expense, to make good, sufficient and convenient landings, and roads, to the nearest public highway, to said landings, on the east and west sides of the Susquehanna river, at, or near, the borough of Milton, in the township of Chillisquaque, Northumberland county; thence to the township of Kelly, in Union county, and to use said property for a public ferry: *Provided*, That, should any private property be injured, by making such landings, or roads, the said Bogle, his heirs and assigns, shall pay all such damages, to be assessed, in the same manner, as damages, for the opening of private roads, are assessed; but the said Bogle, or his assigns, are to have the right to enter upon the lands, and make such landings and roads, as are necessary, immediately: *Provided*, That the provisions of the act of March fourteenth, one thousand eight hundred and fifty, giving to the courts of

Ferry authorized.

Damages, relative to.

Court to fix rates of toll.

quarter sessions, of the counties of Northampton and Monroe, the right to fix and adjust the rates of tolls, be given the courts of Northumberland county.

~~Ferry~~ to be kept  
in good order,  
&c.

SECTION 2. That the said Bogle, his heirs and assigns, shall keep the said ferry, roads and landings, in good order and repair, fit for the transportation of travelers, teams and carriages of all descriptions; and keep good and sufficient boats, and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend, for the purpose of carrying passengers, teams, carriages and so forth, across said river, with reasonable diligence and care.

Rates of toll.

SECTION 3. That the said Bogle, his heirs and assigns, as a remuneration for keeping up and in good repair the said landing, ferry and roads, shall receive, for carrying persons, teams, carriages, and so forth, across said river, tolls, not exceeding the following rates: for each foot person, ten cents; each person and horse, twenty cents; for each one-horse carriage, or wagon, twenty-five cents; for each two horses and wagon, thirty cents; for each two horses and spring carriage, thirty cents; for each four horses and wagon, fifty cents, and for each additional horse, five cents; for each horse, without rider, ten cents; for each yoke of oxen, twenty cents; for each head of horned, or neat, cattle, led, or driven, five cents; for each head of sheep, or swine, three cents, and for all things, not enumerated in this list, the amount received by other ferries, of like character, crossing said river; and to have the right to extend a rope, or wire, across the river, if they shall deem it necessary, or advisable, to facilitate crossing: *Providing*, That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said river.

May extend a  
rope, or wire,  
across the river.

Proviso.

Penalty for in-  
juries to boats,  
&c.

SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall, each of them, forfeit and pay, to the said Bogle, his heirs, or assigns, the sum of thirty dollars, in addition to all damages, sustained by the owner, or owners, of said ferry; to be recovered, as debts of like amount are, by law, recoverable, but without stay of execution, or relief from any law of this commonwealth, exempting property from levy and sale for debts.

Prohibition.

SECTION 5. That all persons, except the said W. H. Bogle, his heirs and assigns, are hereby prohibited from using said Susquehanna river, for the purpose of a ferry, within the distance of three miles of said established ferry; and any person, or persons, violating the provisions of this section of this act, shall forfeit and pay, to the said W. H. Bogle, his heirs and assigns, the sum of fifty cents, for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the abovementioned bounds, to be recovered, as the penalties in the fourth section of this act are recovered.

Forfeiture of  
privileges, rela-  
tive to.

SECTION 6. That whenever the said W. H. Bogle, his heirs, or assigns, shall neglect, or refuse, to comply with the provisions and requirements of this act, for the period of thirty days,



when ferriage, over said river, is practicable, they shall relinquish, forfeit and lose all the rights and privileges, secured and acquired by this act; otherwise, it shall be and remain in full force, until a suitable bridge is again erected, at, or near, the borough of Milton.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 704.

## A Supplement

To an act, entitled "An Act to authorize the raising of money and payment of bounties to volunteers, in the borough of Scranton, in the county of Luzerne.

WHEREAS, The citizens of the Middle ward, of the borough of Scranton, raised an amount of money, sufficient to fill the quota of said ward, under the call of the President of the United States, made on the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-four, for five hundred thousand men, with the understanding that a tax was to be levied, to refund the same, and it is deemed advisable that the commissioners, appointed by the act, to which this is a supplement, should collect and refund the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the said commissioners are authorized, when levying and collecting the taxes, authorized to be collected by them, to levy and assess an additional amount of tax, *pro rata*, upon each person, in the Middle ward of said borough, sufficient to refund the amount, raised for the purpose of filling said quota, and paying the expenses of said assessment and collection; and the said commissioners shall have all the powers, with reference to the assessment and collection of said tax, which they now have, in the collection of the general tax of the said borough.

Commissioners authorized to levy an additional amount of tax, for bounty purposes, in the Middle ward.

SECTION 2. That for the purpose of paying the bonds, already issued by said commissioners, and of filling the quota of the borough of Scranton, under the call of the President of the United States, issued in the month of December last, the com-

*Per capita tax, relative to.*

missioners, appointed by virtue of the act, to which this is a supplement, are hereby authorized to levy the *per capita* tax, authorized by said act, once in each year, for three years, in addition to the time mentioned in said act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 705.

## An Act

To incorporate the Union Pacific Mining Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Corporators.

That William M. Lyon, Curtis G. Hussey, Thomas C. Durant, George W. Cass, Thomas M. Howe, Benjamin F. Pettit, Thomas A. Scott, James B. Murray, Charles T. Sherman, Cornelius S. Bushnell, J. L. Williams and Springer Harbaugh, and their associates, be and they are hereby created a body politic, by the name, style and title of the Union Pacific Mining Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in any territory of the United States, or in any state west of the Mississippi river, and to obtain, therefrom, any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof; and to erect houses and such other buildings, improvements and works as may, in the opinion of the managers of the corporation, appertain to said business, and use, let, lease, or work, the same, and to transport to market, and dispose of, the products of all such lands, mines and works as they may deem proper: *Provided*, That the capital stock of said company shall not exceed one million dollars, and the par value of each share shall be one dollar.

Title.

Privileges.

Capital stock.

By-laws.

**SECTION 2.** That the said company shall have power to make such by-laws, as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter,

amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of the United States, or of this commonwealth, or the provisions of this act; and to have and use a common seal, and the same to alter, at pleasure, and to issue certificate of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe; and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the corporators, named in this act, shall elect so many persons to serve, as directors of the company, as may be prescribed by the by-laws, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 706.

## An Act

To secure to veteran volunteers a local bounty, in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That in case any veteran volunteer has, heretofore, re-enlisted in the army of the United States, and has been credited to any township, ward, or borough, of the county of Susquehanna, from which he originally volunteered, so as to reduce the quota of said township, ward, or borough, or be credited thereon, whether under the draft, pending at the passage of the act of March twenty-fifth, one thousand eight hundred and sixty-

Local bounties to veteran volunteers authorized.

four, or any prior, or subsequent, draft, such veteran shall be entitled to receive, from said township, ward, or borough, such bounty as said township, ward, or borough, at the time such credit was taken, were paying to volunteers; and in case said township, ward, or borough, at the time said credit was so taken, by them, or either of them, did not pay any bounty to volunteers, then, and in that case, each veteran volunteer shall be entitled to receive, from the township, ward, or borough, taking such credit, as aforesaid, the sum of three hundred dollars.

School directors, supervisors, or election officers, may levy tax therefor.

SECTION 2. That the school directors, supervisors, or board of election officers, as the case may be, are hereby authorized and required to levy and collect, by special tax, or otherwise, in each township, ward, or borough, of Susquehanna county, taking credit, as aforesaid, a sufficient amount to pay, to each veteran volunteer, the sum he is entitled to receive, under the provisions of the first section of this act.

Bounty of deceased veterans

SECTION 3. That in case any veteran, who, if living, would be entitled to receive said bounty, shall have died, before receiving the money, the authorities of the township, ward, or borough, as the case may be, shall pay the same to such person, or persons, as, by the laws of the United States, would be entitled to receive the bounty of deceased soldiers: *Provided*, That non-commissioned officers and privates, in the actual service, in the army, or navy, of the United States, who have been, or may hereafter be, permanently disabled in such service, and the property of widows and minor children, and widowed mothers of non-commissioned officers, or privates, who died, or may hereafter die, in such service, shall be exempted from taxation, under the provisions of this act.

Who exempt from taxation.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 707.

## An Act

To require the school directors of Newberry township, York county, to levy and assess a bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the school directors of the township of Newberry, in the county of York, be and they are hereby required to levy and assess a bounty tax, in accordance with the provisions of an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, and the several supplements thereto: *Provided*, That the same amount of bounty be paid to drafted men, as, under existing laws of this commonwealth, are paid to volunteers.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 708.

## An Act

To legalize the assessment and collection of bounty tax, in Bell and South Huntingdon townships, Westmoreland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the board of supervisors of South Huntingdon township, and of the school directors of Bell township, Westmoreland county, on the twenty-fourth of August, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby legalized; and they are hereby authorized and empowered to collect said taxes, in the same manner as other taxes are, by law, collected.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 709.

*An Act*

Authorizing the re-examination of the claims of Sherman Bills and George D. Foreman, against the commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general, attorney general and the state treasurer be and they are hereby authorized to examine the claims of Sherman Bills and George D. Foreman, for work done on dam number five, and lock number eleven, of the Beaver division of the Pennsylvania canal, and report the same to the legislature.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 710.

*An Act*

To authorize the school directors of Unity township, Westmoreland county, to levy and collect a bounty tax, to pay each veteran volunteer, who has been accredited to said township, a bounty of one hundred and fifty dollars; and to legalize the proceedings of the school directors of Unity, Mount Pleasant and Penn townships, in said county, in relation to the levying of taxes, to pay bounties to volunteers to fill the quotas of said townships, in the fall of one thousand eight hundred and sixty-four.

School directors of Unity township authorized to levy bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Unity township, Westmoreland county, are hereby authorized to levy and collect a bounty tax

upon all property, by law made taxable for state and county purposes, sufficient to pay a bounty of one hundred and fifty dollars, to each veteran volunteer, who has been credited to said township.

SECTION 2. That the proceedings of the school directors of Mount Pleasant township, Penn township, and Unity township, Westmoreland county, in relation to the levying, collecting, and paying of bounties to volunteers, under the call of the President, in one thousand eight hundred and sixty-four, for five hundred thousand men, be and the same is hereby legalized and made valid; and they are hereby authorized and empowered to levy and collect an amount of taxes, sufficient to pay the indebtedness thus incurred, as taxes are, by law, now collected.

Proceedings of directors of certain townships legalized.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 711.

## A Supplement

To the act to erect Shirleysburg, in the county of Huntingdon, New Hope, in the county of Bucks, and Hamburg, in the county of Berks, into boroughs, and for other purposes, approved April third, Anno Domini one thousand eight hundred and thirty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the inhabitants of the borough of Hamburg, in the county of Berks, entitled to vote for members of the general assembly, having resided within said borough, at least six months, immediately preceding the election, and within that time having paid a borough tax, (if such tax shall have been assessed,) shall have power, on the third Friday of March, Anno Domini one thousand eight hundred and sixty-six, to meet at the house of Charles Keller, in said borough, and annually thereafter, and then and there, between the hours of eight o'clock, in the morning, and seven o'clock, in the evening,

elect, by ballot, one reputable citizen, residing therein, who shall be styled the chief burgess, one other citizen, who shall be styled the assistant burgess, and nine citizens, to be a town council, all of whom shall be residents of said borough; immediately after the members of the town council shall have assembled, after the first election, under this act, they shall be divided into three classes, by lot; the seats of the members of the first class shall be vacated, at the expiration of the first year, and the seats of the members of the second class, at the expiration of the second year, and the seats of the members of the third class, at the expiration of the third year, so that one-third may be elected, thereafter, every year; and if any vacancies shall happen, by resignation, or otherwise, during the time for which any member shall be elected, the same shall be filled, for the unexpired term, at the next borough election; and that the provisions, requiring notice to be given by the constable of the election, is hereby repealed, as far as regards the election to be held on the third Friday of March, Anno Domini one thousand eight hundred and sixty-six; and that all acts, and parts of acts, inconsistent with this act, are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 712.

## An Act

Relating to the pay of jurors, in the counties of Lehigh and Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Pay of jurors.

That from and after the passage of this act, the pay of jurors, in the counties of Lehigh and Berks, shall be two dollars per day, and mileage, as heretofore.

Increased pay,  
heretofore al-  
lowed, legalized

SECTION 2. That the increased pay, heretofore allowed, by the commissioners of Lehigh county, to jurors, be and the same is hereby legalized.



SECTION 3. That this act shall continue in force, until the first day of February, Anno Domini one thousand eight hundred and sixty-seven. Limitation.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 713.

## An Act

To authorize the school directors of Norriton township, in the county of Montgomery, to assess and collect a *per capita* tax, for the payment of the bounty debt of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the township of Norriton, in the county of Montgomery, are hereby authorized to levy and assess, upon the real and personal property of said township, a tax sufficient to pay the balance of indebtedness remaining, together with the cost of collecting the same, for the purpose of refunding such moneys as have been actually loaned, by certain citizens, for filling the quota of said township, under the call of the President, made July eighteenth, Anno Domini one thousand eight hundred and sixty-four, for five hundred thousand volunteers. School directors authorized to levy tax, for bounty purposes.

SECTION 2. That such tax shall be collected, in like manner as other taxes are collected. Collection.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 714.

## An Act

To extend an act, to amend the fee bill, as to justices of the peace, in the counties of Erie and Crawford, to the counties of York and Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act to amend the fee bill, as to justices of the peace, in the counties of Erie and Crawford," approved March eighteenth, Anno Domini one thousand eight hundred and sixty-three, be and the same are hereby extended to the counties of York and Huntingdon.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 715.

## An Act

To authorize executors, guardians, or trustees, to invest trust funds, in the loan of the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the bonds, or certificates of debt, created by the county of Chester, be and are hereby declared legal investments of money, by executors, guardians, or trustees, in the manner and subject to all the provisions and conditions of the fourteenth section of an act

relating to orphans' courts, approved the twenty-ninth day of March, one thousand eight hundred and thirty-two.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 716.

## An Act

To authorize path-masters, in Mead township, Crawford county, to collect certain taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the several path-masters, appointed by the supervisors of Mead township, Crawford county, be and they are hereby authorized, under the direction of said supervisors, to collect the money road tax, and all unpaid labor tax, within their respective districts.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 717.

**An Act**

To change the time of holding the auditors' settlements, in the several townships and boroughs, in Jefferson county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the auditors' settlement, in the several townships and boroughs, in Jefferson county, shall be held on the third Monday in February, in each and every year.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

No. 718.

**An Act**

Relating to the streets, in the borough of Chester, county of Delaware.

Upon petition of three-fourths of property owners, council may require roadways to be paved.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on the petition of three-fourths, in number and value, of the owners of lands on any street, or on any section of street, not less than three hundred feet in length, in the South ward of the borough of Chester, the council of the said borough shall enact an ordinance, requiring owners of lands, abutting on the said street, within the said limits, to pave the roadway, in front of their respective grounds, to the middle of the street, in every case, under the direction of the said council; and when the same shall be done, the said owners, respectively, shall be credited with the moneys, so expended, on the books of the borough, and shall be entitled to have the road and borough taxes, levied on their respective lands, charged, or



set off, on the said books, annually, until the sum, so charged, shall balance the money, so expended, without interest.

SECTION 2. That if any of the said owners shall neglect, or refuse, to pave, as aforesaid, for thirty days after the publication of the said ordinance, the said council shall forthwith do the same, and collect the cost thereof, by lien, or suit, in the manner provided by the charter of the said borough, in the case of curbing and paving side-walks.

In case of neglect, or refusal, to comply, council may collect cost of the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 719.

## A Further Supplement

To an act to provide for the payment of bounties to volunteers, in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act to provide for the payment of bounties to volunteers, in the county of Butler," approved fourteenth day of April, Anno Domini one thousand eight hundred and sixty-four, and, also, the supplement thereto, approved the twenty-second day of August, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby repealed, so far as the same relates to the townships of Marion, Mercer, Oakland and Jefferson, and the boroughs of Millerstown and Harrisville.

Repeal of certain provisions, so far as the same relate to certain townships and boroughs.

SECTION 2. That the property of returned soldiers, or those who have paid commutation, or furnished substitutes, and not liable to the draft, also, the property of all soldiers, now in the service, and credited to said county, also, of widowed mothers of soldiers, who died in the service, is hereby exempt from taxation, for bounty purposes.

Property of certain persons exempt from taxation.

SECTION 3. That it is the true intent and meaning of the act, to which this is a supplement, and its supplement, that the several boards of school directors shall have full power to make such exonerations and exemptions, (in addition to those specifically mentioned,) as they may deem just and proper.

School directors may make exemptions.

Other exonera-  
tions authoriz-  
ed.

SECTION 4. The board of school directors shall exonerate and exempt the property of those, who have lost, or may hereafter lose, two, or more, sons, in the service; also, the property of those, who now have, or may hereafter have, two, or more, sons in the service; also, the property of those, who have lost, or may hereafter lose, one son, in the service, and one remaining in the service; also, the property of those, whose only son died, or may hereafter die, in the service, or whose only son is in the service, or may hereafter enter the service; also, the property of widows and families, whose husbands, or fathers, have fallen in battle, or died, in the service: *Provided*, That the fourth section of an act, supplement to an act to provide for the payment of bounties to volunteers, in the county of Butler, approved twenty-second day of August, Anno Domini one thousand eight hundred and sixty-four, is hereby repealed.

Proviso.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 720.

## An Act

To tax dogs, in Columbia borough and West Hempfield township, in Lancaster county, and the borough and township of Athens, in the county of Bradford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the provisions of the first, second, third, fourth and fifth sections of an act, entitled "An Act laying a tax on dogs, in certain townships, in the county of Chester," approved March eleventh, one thousand eight hundred and fifty, be and the same are hereby extended to the borough of Columbia and the township of West Hempfield, in the county of Lancaster, and the borough and township of Athens, in the county of Bradford: *Provided*, That if, at the end of any fiscal year, there shall remain, in the possession of any treasurer, a greater sum than two hundred and fifty dollars, after paying all orders, then due, it shall be the duty of such treasurer to pay said

surplus, to the treasurer of the school district, in which said tax was collected, to be applied to common school purposes therein, under the direction of the proper school directors.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 721.

## An Act

To extend the provisions of an act, relating to the fees of constables, in the counties of Fayette and Northampton, to the counties of Chester and Cambria.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees to be received by constables, in the counties of Chester and Cambria, shall be the same as the fees now received by the constables, in the counties of Fayette and Northampton, under the act of the sixth day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relating to the fees of constables, in the counties of Fayette and Northampton."

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 722.

**An Act**

Relating to sheriff's sales, in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases, within the county of Lawrence, where the sheriff, or coroner, has, or may be required, to levy on personal property, consisting of the stock of merchants, manufacturers, and personal property of like character, it shall be lawful for the court, out of which such writ of execution has issued, or may issue, to fix and determine, or approve, the compensation, or allowance, which shall be paid the auctioneer, watchman, or other assistants necessary, in selling and taking care of said property, as said court shall deem just and reasonable; which allowance shall be paid, from the proceeds of sale, as other costs.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 723.

**An Act**

To authorize the construction of an artificial side walk, in Wilkesbarre township, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the township of Wilkesbarre, in the county of Luzerne, shall make, or cause to be made, and to be kept in repair, a good and sufficient side-walk, or foot-path, not less than five feet wide, to be made of boards, gravel,

Supervisors  
authorized to  
construct a  
side-walk.



flagging, or such material as shall furnish, to foot passengers, a good, sufficient and dry walk, to be made during the present summer, commencing on the Buttonwood bridge and Wilkesbarre main road, at the township line, near the estate of W. H. Alexander, deceased, to continue along the west side of the road, to a point opposite the house of Mary Richards; thence, on the east side, to the borough of Wilkesbarre; also, to be extended, on the south side of the cross-road, leading from the aforesaid road, near Lockhart's house, to the main street road, near the canal; thence, on the north-west side of said main street road, to the borough of Wilkesbarre.

SECTION 2. That after the making of said side-walk, or foot-path, by the supervisors aforesaid, it shall be a misdemeanor for any person, or persons, to ride, drive, or haul, on, or along, any of said side-walk, except the crossing said foot-walk, going on, to, or off, from adjoining property; and upon the oath, or affirmation, of any person, before any justice of the peace of the county of Luzerne, that such misdemeanor has, by any person, or persons, been committed, he shall issue a warrant for such person, or persons, committing such misdemeanor; and the justice of the peace is hereby empowered to impose a fine, of not exceeding ten dollars, and costs of suit, on each and every such offender, for each and every such offence, or misdemeanor, committed; which fine the justice of the peace shall pay over, one half to the prosecutor, and the balance to the supervisors of the township, to be used towards the improvement of the public roads; and such offender shall stand committed until fine and costs of suit are paid.

Penalty for riding, or driving, over the same, &c.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 724.

## A Supplement

To an act relating to bounties, in the county of Lebanon, approved August twenty-fourth, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the authorities, mentioned in the first section of the act,

to which this is a supplement, be and they are hereby authorized and empowered to levy and collect a tax, including a *per capita* tax, not exceeding twenty-five dollars, on every one, subject to draft, sufficient to pay a bounty of two hundred dollars, in addition to the amount now authorized by law: *Provided*, That those who have voluntarily contributed, towards the payment of bounties, an amount equal to the *per capita* tax, levied in their district, shall not be required to pay any more: *And provided*, That this act shall apply to past calls, as well as future calls.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 725.

## An Act

To authorize the election of an additional justice of the peace, for the borough of Wilmore, in the county of Cambria.

WHEREAS, By the provisions of the charter of the borough of Wilmore, in the county of Cambria, said borough is entitled to but one justice of the peace; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That it shall be lawful for the qualified electors of the borough of Wilmore, in the county of Cambria, at the next annual borough election, to elect an additional justice of the peace, for said borough.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 726.

*An Act*

To amend an act to incorporate the North American Transit Insurance Company, approved March thirtieth, one thousand eight hundred and sixty, and the supplement thereto.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the North American Transit Insurance Company shall be and they are hereby authorized to insure persons and property, except real estate, against any accident, or injury, to the same, occurring in any manner whatever, against the loss, injury, or destruction of property, arising from general accidents, as well as accidents, in traveling and transportation, or transit.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 727.

*An Act*

To confer additional powers upon the burgess and town council of the borough of Wilkesbarre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in addition to the authority and powers, now vested in the burgess and town council of the borough of Wilkesbarre, under and by virtue of the act of assembly, approved the third day of April, in the year one thousand eight hundred and fifty-one, entitled "An Act regulating boroughs," and under and by virtue of all other acts of the general assembly, relating to said borough, the said, the burgess and town coun-

Certain additional powers conferred upon the burgess and council.

cil shall have and are hereby invested with authority to enact and enforce, by penalties, by them to be fixed, ordinances and regulations, as follows, to wit:

The erection,  
extension and  
location of  
buildings, rela-  
tive to.

First. To prohibit the erection, construction, enlargement, extension, or location, of wooden, or part wooden, buildings, in any and every portion of said borough, by ordinance, from time to time designated; and to direct and superintend, by the council, or committee of council, in accordance with an ordinance, or ordinances, duly enacted, in that behalf, the materials and character and thickness of walls and party walls, and location of buildings, now being erected and constructed, and hereafter to be erected and constructed.

Construction  
and repair of  
side-walks,  
ditches, drains,  
&c.

Second. To fix the grade, character and kinds of side-walks and adjacent ditches and drains, to be constructed and maintained, in said borough, and to change the same, from time to time, and to provide, by ordinance, under penalties, in such ordinances to be set forth, by whom, and in what time, such side-walks, ditches and drains shall be constructed, maintained and repaired; and by such ordinance, to provide and ordain, that in default of the owner, in fee simple, or the tenant for life, or for years, or the tenant in dower, or by the *curtesy*, or the tenant in fee, for life, for years, in dower, or by the *curtesy*, present, future, expectant, or contingent, neglecting, or refusing, to construct, maintain, or repair, any side-walk, ditch, or drain, of the material, width, depth, thickness and dimensions, in such ordinance set forth, after the notice given, in said ordinance provided, the said, the burgess and town council may proceed to construct, maintain, or repair, such side-walk, ditch, or drain, and recover the costs thereof, together with such additional sum, not exceeding one hundred per centum upon the costs thereof, as in and by such ordinance shall be named, out of and from any one, or more, of the parties, hereinbefore named; and the said costs thereof and additional sum, or per centage, may be recovered by the burgess and town council, by action of debt, before any justice of the peace, or court of common pleas, of the county of Luzerne, in the same manner as if the cause of action were a promissory note, drawn by the party, or parties, sued; and in addition to said remedy, the said, the burgess and town council may file, in the court of common pleas of said county, a statement of her claim, for the costs and additional sum, or per centage, aforesaid, as a lien against the premises, therein named, in the same form, and with like effect, as a claim, filed by a mechanic, or material-man, for work and labor, and materials furnished, for and in and about the erection and construction of a building, under the existing laws of this commonwealth; and the collection of such lien may be enforced, by a writ, or writs, of *scire facias*, and subsequent writ, or writs, of *levari facias*, in the form and manner prescribed and in use, under the existing acts of assembly, relative to the liens of mechanics and material-men; and the fees and costs, under the proceedings, herein provided for, shall be of the same amount, and taxable and collectable, in the same manner, as fees and costs, under proceedings aforesaid, in favor of mechanics and material-men: *Provided however*, That the

Proviso.



action of debts aforesaid, and the claim for a lien, provided for in this act, may be maintained and filed, and proceeded upon, by writ, or writs, of summons, *scire facias* and execution process, against any tenant in fee, or for life, or for years, or in dower, or by the *curtesy*, present, or future, expectant, or contingent, or against any married woman, in the same manner as if she were sole and unmarried, or against any minor, by guardian, duly chosen, or appointed, or against any two, or more, of the same; and the purchaser, under and by virtue of a sheriff's sale, upon such proceedings, shall take and hold the same title and estate, in the said premises and appurtenances, as the defendant, or defendants, in such proceedings had and held, at the time of recovery of judgment, or the entry of the lien, hereinbefore provided for: *Provided further*, That all deeds and conveyances, under this act, be the estate thereby conveyed, what it may, shall be executed and acknowledged by the sheriff, in the same manner as now provided by law for deeds of land, sold under writs of execution: *And provided further*, That if the said, the burgess and town council, by ordinance, so provide, the notice to construct, maintain, or repair, side-walks, drains, or ditches, as aforesaid, may be sufficiently given, by affixing, upon the premises, for the period, in the said ordinance to be named, a written, or printed, statement of the requirement of said council, signed by the president, or secretary, of the corporation, and attested with the seal thereof: *And provided further*, That in all proceedings, under this act, an affidavit of the secretary of the corporation, or high constable, of the borough, shall be conclusive evidence of the truth of all statements, therein contained, touching the service of notice, or affixing of statement, in any ordinance provided for, and a deed by the sheriff shall be conclusive evidence as to the truth of all proceedings, therein recited, in accordance with the provisions hereof.

Proviso.

Proviso.

Proviso.

Third. To enact and ordain laws, rules and regulations, for the government of said borough, and for the conduct of citizens thereof, and sojourners, and fix penalties for non-compliance therewith.

Government of borough, &amp;c.

Fourth. To elect and appoint a chief of police, of said borough, to hold his office during the will and pleasure of the said council, and to pay him such salary, or compensation, as by them may, from time to time, be fixed; and to approve, or reject, such subordinate policemen, as, from time to time, may be named to the council, by such chief of police, and such subordinate policemen, to remove from office, at their pleasure; and to enact and ordain a bill of fees and charges, to be paid for all arrests made, and services rendered, by such chief of police, or subordinates, and for the action of the burgess, in pursuance thereof, and to set forth by whom, and under what circumstances, the same shall be paid.

Policemen, appointment of, salary, &amp;c.

Fifth. To enforce the payment of all fines and costs, which may be adjudged, by the burgess, against any violator of the laws and ordinances of said borough; and under the sentence of said burgess, by imprisonment, in the lock-up of said borough, or in the jail of the county of Luzerne, for such period,

Payment of fines and costs, relative to.

not exceeding thirty days, and upon such terms, as to release of imprisonment, as may be fixed, in that behalf, by ordinance.

Burgess and policemen to be deemed public officers.

SECTION 2. That the said burgess and chief of police, and his subordinates, duly appointed and approved, as aforesaid, shall, in all proceedings, in the courts of this commonwealth, be deemed and held to be public officers; and that arrests may be made, by such chief of police and his subordinates, for offences against the ordinances of the said borough, or against any laws of this commonwealth, without complaint, or warrant; he and they being liable, however, as other executive officers of this commonwealth, for any abuse of the power, hereby granted.

Statement of taxes, fines, expenditures, &c., to be published.

SECTION 3. That the burgess and town council, aforesaid, shall, from and after the passage of this act, be and they are hereby required to publish, for four successive weeks, in two newspapers, published in said borough, beginning in the year one thousand eight hundred and sixty-five, on the fifteenth day of April, and in each and every year, thereafter, on the fifteenth day of March, a full and complete statement and exhibit of the amount of taxes assessed, together with the amounts of all fines, penalties and forfeitures, imposed and collected, with all the expenditures, during the preceding year; and in case of failure to publish, as aforesaid, the said burgess and town council shall be liable to pay a fine of fifty dollars, to be recovered, before any alderman, or justice of the peace, as sums of like amount are now recoverable, by existing laws; one-half for the use of the complainant, and the other half for the use of the house for friendless children, of the said borough.

Penalty for failure to publish.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 728.

## An Act

Authorizing the American Wood Paper Company to hold real estate, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the American Wood Paper Company shall have

full-power to take, hold and enjoy, convey, or otherwise dispose of, for the purposes of their business, any real estate, in the Twenty-first ward of the city of Philadelphia, not exceeding, in value, five hundred thousand dollars, and to erect, thereon, all necessary buildings, machinery and fixtures; and to have its business, as a corporation, in this commonwealth, any law to the contrary notwithstanding: *Provided*, That the said corporation shall be subject to all taxes, which are now, by law, imposed upon corporations, created by, or under, the laws of this commonwealth.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 729.

## An Act

To authorize the construction of a bridge over Oil creek, in the borough of Oil City, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That William H. Steffee, John S. Shively and Frederick Bishop, their heirs and assigns, be and hereby authorized to construct, maintain and keep up a bridge, across Oil creek, in the borough of Oil City, in the county of Venango, at the crossing of the street, or road, where the county bridge was built, with the privilege of using any stone, timber, or other materials, that is belonging to the said old bridge, and to erect gates, and demand and receive tolls, for crossing said bridge, not exceeding the following rates: for each person and horse, five cents; for each one horse and cart, or wagon, ten cents; for each one horse and carriage, twelve cents; for each two horses and wagon, or carriage, fifteen cents; for each additional horse, five cents; for each horse, with, or without rider, five cents; for each yoke of oxen, ten cents; for each head of horned cattle, three cents; for each head of sheep, or swine, one cent; and for all others, not enumerated in this list, the amount received by other bridges, of like character, crossing said creek; and in no case, shall the driver, or owner, of any horses, or cattle, be permitted to lead, or drive,

Construction of  
bridge author-  
ized.

Location.

Rates of toll.

Prohibition.

County to be paid, for the use of the material of the old bridge

In case of disagreement as to the price, viewers to be appointed, &c.

Penalty for fast riding, or driving.

Certain provisions of general laws extended to.

The borough authorities may construct the bridge.  
Conditions.

more than twenty head on the said bridge, at the same time : *Provided*, That the said William H. Steffee, John S. Shively and Frederick Bishop, their heirs and assigns, shall pay, into the county treasury, for the use of the said county, the value of the materials of the old bridge, so used and appropriated by them, within thirty days after the price of said materials be ascertained ; and if the said William H. Steffee, and others, and the said county of Venango, cannot agree on the price of said old materials, the price shall be ascertained by three viewers, one of which shall be chosen by the said William H. Steffee, and others, another by the county, the third to be chosen by the two other viewers ; if the said parties cannot agree, the award of the said viewers, or a majority of them, to be final and conclusive between the said parties ; a copy of which award shall be filed in the court of common pleas of said county.

SECTION 2. That if any person, or persons, shall wilfully ride, drive, or lead, any horse, or other animal, faster than a walk, when crossing said bridge, he, she, or they, so offending, shall, for every such offence, forfeit and pay the sum of five dollars, to be collected, for the use of the said William H. Steffee, John S. Shively and Frederick Bishop, as fines of like amount are, by law, recoverable.

SECTION 3. That all general laws of this commonwealth, for the protection of bridges, are hereby made applicable to the aforesaid bridge ; and all remedies given to bridge companies, by general laws, against violation of the same, and injuring bridges, and evading the payment of tolls, are hereby given to the said William H. Steffee, John S. Shively and Frederick Bishop, their heirs and assigns.

SECTION 4. That all the powers and privileges extended, in the foregoing sections of this act, to the said William H. Steffee, John S. Shively and Frederick Bishop, is hereby extended to the borough authorities of Oil City, on the considerations that the said authorities shall not charge, nor receive, any tolls, for the use of said bridge, after an amount has been collected sufficient to refund, to said authorities, of Oil City, the cost of the construction of said bridge ; and the commissioners of Venango county shall not require the authorities of the borough of Oil City to pay for any materials of the old bridge, used by them, but are required, by this act, to have the new bridge completed, in eight months from the passage of this act ; should the authorities of Oil City refuse, or neglect, to comply with the provisions of this act, then, the said William H. Steffee, John S. Shively and Frederick Bishop shall have all the power and authority conferred upon them by this act, as though this section had not been passed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.



No. 730.

**An Act**

To authorize the First German Evangelical Lutheran church of Pittsburg to remove the bodies interred, in their cemetery, near the city line of Pittsburg.

WHEREAS, The First German Evangelical Lutheran church of Pittsburg, having found the location of their cemetery, in Pitt township, near the line of the city of Pittsburg, inconvenient and unsuitable, have procured a new and more suitable location, for their cemetery, in William Arthur's farm plan, in Pitt township, which they now use and occupy ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the First German Evangelical Lutheran church of Pittsburg be and are hereby authorized to remove all the bodies interred, in their old cemetery, near the city line of Pittsburg, to their cemetery, in William Arthur's farm plan, in Pitt township : *Provided nevertheless,* That notice of the intention to remove the same shall be given, by publication, in one German and one English paper, published in the city of Pittsburg, at least three weeks previous to said removal.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 731.

**A Supplement**

To an act authorizing the construction of a bridge over Oil creek, in the borough of Oil City, in the county of Venango, passed February, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the*

Council authorized to borrow money. That the town council of Oil City, in the county of Venango, are hereby authorized, for the purpose of carrying out the provisions of the act, of which this is a supplement, to borrow any sum, or sums, of money, not exceeding fifty thousand dollars, and to issue bonds for the same, not less than twenty-five dollars each, bearing interest at the rate of six per centum per annum.

Tolls, relative to. SECTION 2. That it shall be lawful for the said town council to charge and collect toll from all, except foot passengers, using said bridge, until the proceeds, arising from said tolls, will fully liquidate said bonds, and no longer.

WILLIAM D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 732.

## An Act

To legalize certain acts of the deputy sheriff of Forest county.

WHEREAS, William Fox, sheriff of the county of Forest, enlisted in the military service of the United States, and appointed James D. Flick, his deputy; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all deeds, executed by the said James D. Flick, as deputy sheriff of the said county, and all other acts, as such, be and they are hereby legalized and made valid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 733.

*An Act*

Authorizing the citizens of Young township, in the county of Indiana, to elect, hereafter, four supervisors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter it shall be lawful for the electors of Young township, in the county of Indiana, to elect four persons, who shall serve, for the term of one year, as supervisors of said township.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 734.

*An Act*

To incorporate the Sewickley Library Institute.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. W. F. White, Reverend Joseph S. Travelli, William Harbaugh, Theodore H. Nevin, David N. White, George D. Cass, Samuel Gaston, Robert P. Nevin, Doctor Robert M'Cready, William Mackeown, John P. Kramer, Cochran Fleming, Amos Finkbine, Jacob Whitesell, George F. Rudisell and John Way, Junior, and their associates and their successors, be and they are hereby incorporated, under the name of the Sewickley Library Institute, and by that name, shall have perpetual succession, and shall have the right to purchase and hold real, or personal, estate, in the borough of Sewickley, Allegheny county, and the same to sell, mortgage, or dispose of, at pleasure.

\* Capital stock.

SECTION 2. The capital stock of said corporation shall not exceed twenty-five thousand dollars, to be divided into shares, of twenty-five dollars per share, to be paid at such times, and by such instalments, as may be called for by the directors of said corporation.

When to be organized.

Officers, election of, &c.

SECTION 3. The said corporation shall be organized, as soon as stock, to the amount of five thousand dollars, shall have been subscribed, by the election of a president, secretary, treasurer and six other persons, as directors; and the nine persons, thus chosen, shall constitute the board of directors, to continue in office until the first Saturday of January next; the annual election of the board of directors shall be on the first Saturday of January, of each year, at such place and hour as may be fixed by the by-laws.

May erect buildings, &c.

SECTION 4. The said corporation shall have power to erect suitable buildings, for a library hall, or lecture room, fire engine house, et cetera, with stores, or offices, connected therewith; and the same to rent to such person, or persons, or associations, as may desire the same.

Management.

SECTION 5. The business affairs of said corporation shall be managed by the board of directors, and such agents, or employees, as they may select, under such by-laws and regulations as may be adopted by the stockholders.

Seal.

Certificates of stock.

By-laws.

SECTION 6. The said corporation shall have power to sue, or be sued, in its corporate name, to use a common seal, to issue certificates of stock, when the same shall have been paid, in full, and to make and adopt such by-laws, or regulations, as may be necessary and needful, for carrying into effect the true intent and purposes of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 735.

## An Act

Relating to a certain road, in East Buffalo township, Union county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the*



*same*, That the court of quarter sessions of Union county are hereby authorized and required to appoint viewers, with full powers, as if expressly authorized, under the road laws of Pennsylvania, to vacate and substitute, for the present road, or lay out another road, between the same points, a certain road, lately laid out, but not opened, beginning at a post, on the road leading from Turtle creek to Mifflinburg, near a corner of land of Thomas Penny, to a post on the road leading from Selinsgrove to Lewisburg, in East Buffalo township.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 736.

## An Act

To authorize the president and managers of the Franklin and Allegheny Bridge Company, for erecting a bridge over the Allegheny river, at, or near, the borough of Franklin, in the county of Venango, to borrow money.

WHEREAS, The president and managers of the Franklin and Allegheny Bridge Company, for erecting a bridge over the Allegheny river, at, or near, the borough of Franklin, in the county of Venango, have contracted a debt of about twenty-six thousand dollars, in re-building the superstructure of the said bridge; for the payment of which debt, there are no funds in the treasury of the said company; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the president and managers of the Franklin and Allegheny Bridge Company, for erecting a bridge over the Allegheny river, at, or near, the borough of Franklin, in the county of Venango, be and they are hereby authorized to borrow any sum of money, not exceeding twenty-six thousand dollars, for the payment of the debt aforesaid, at any rate of interest, not exceeding ten per centum per annum, and issue bonds therefor: *Provided*, That no dividends shall be de-

clared, by the said company, until the said debt and interest shall have been paid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 737.

## An Act

Authorizing the laying out of a State road, in Pike and Monroe counties.

- Commissioners.** SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That William Smith, Washington Overfield and Joseph Stetler be and are hereby appointed commissioners to view, lay out and mark a state road, beginning at a convenient point, at Reseca, in the township of Middle Smithfield, in Monroe county, crossing the county line into Lehman township, in Pike county, near the mouth of Saw creek; thence, by the nearest and best route, to intersect the public road leading from Stroudsburg to Milford, at, or near, Shoemaker's store, in said Middle Smithfield, in said Monroe county.
- Route.**
- Duty of commissioners.** SECTION 2. That it shall be the duty of the said commissioners, or a majority of them, after being sworn, or affirmed, before some judge, or justice of the peace, to perform the duties, enjoined by this act, with fidelity, carefully to view the ground, over which said road is to pass, and lay out the same, of any width, not exceeding fifty feet, adopting, as far as convenient and practicable, any road, or part of a road, now in use; and they shall distinctly mark the road, so laid out by them; and the said commissioners shall receive, for their services, the sum of three dollars a day, each; and if either of said commissioners shall act as surveyor, he shall receive the additional sum of one dollar per day; and said commissioners may employ two chain carriers and one axeman, at a sum, not exceeding two dollars per day, each.
- Compensation.**
- Copies of draft to be filed.** SECTION 3. That the said commissioners shall make a full and accurate draft of the road, so laid out by them, and file copies thereof, in the courts of quarter sessions of the said counties, in which said road is located; and from thenceforth

the said road shall be held and deemed a public highway, and shall be opened and repaired, as roads, laid out by the order of the court, are opened and repaired.

SECTION 4. That the said road shall be laid out, and report thereof filed, before the first of November next; and if any of said commissioners shall die, remove, refuse, or be unable to act, his place may be filled by appointment of the court of quarter sessions of the county, in which the vacancy occurs.

SECTION 5. That the compensation of the said commissioners, and the chain carriers and axemen, employed by them, shall be paid by the counties, in which said road is located, in proportion to the extent of the road, in each; and orders therefor shall be issued, by the commissioners of each county, upon the treasurers thereof, in the usual manner.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 738.

## An Act

To incorporate the Mill Creek Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That P. T. Ridgway, David Smith, Samuel B. Mayer, C. M. Hoover, William A. Cooper, R. S. M'Cormick, Edmon Evens, Junior, William Cartwright, Josiah Ridgway, N. B. Smiley, L. D. Rogers, William G. M'Michael, James Blaylock, be and they are hereby appointed commissioners, any five of whom may open books, and receive subscriptions, and organize a company, by the name, style and title of the Mill Creek Railroad Company, with all the powers, and subject to all the provisions and restrictions, prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

SECTION 2 That the said company shall have the right to build and construct a railroad, from the mouth of Mill creek to Stewart's run, in the county of Venango, with authority to

Proviso.

Capital stock.

arrangements, with any other company, as will secure the construction of the same, or to transfer the privileges, hereby granted, to such company, for the purpose of securing a railroad between the points, named in this section; and if such arrangement, or transfer, cannot be effected, then, to have the right to purchase, and hold, any unfinished railroad, and equip and use the same, under the provisions of this act: *Provided*, That the provisions of this act shall not, in any manner, interfere with the franchises, heretofore granted to the Allegheny Valley Railroad Company: *Provided*, That the gauge of said road shall not exceed four feet ten inches.

SECTION 3. That the capital stock of said company shall be fifty thousand dollars, divided into shares of one hundred dollars each; and the said company shall have the right to increase the same, to such amount as the board of directors may, at a meeting called for such purpose, deem advisable, to carry out the true intent and meaning of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 739.

## An Act

To prevent all persons from throwing slabs, et cetera, into Muddy run, Carbon county.

Owners of saw mills, contractors, &c., prohibited from throwing pieces of timber, rubbish, &c., into Muddy run.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, it shall be the duty of every owner of saw mill, or saw mills, and every contractor, for the sawing and manufacturing of lumber, boards, shingles, lath, paling, et cetera, on a certain creek, called Muddy run, situate on the line dividing the townships of Kidder and Penn Forest, in the county of Carbon, to keep said creek, below their respective mills, clear of pieces of timber, slabs, bark and all rubbish, larger than sawdust; and not to throw into the said Muddy run, below their respective mills, any pieces of timber, slabs, bark, or refuse boards, paling, or lath, or any other kind of rubbish, nor cause the same to flow



down said stream, into the dam, or dams, of their neighbor, or neighbors, below, on the said Muddy run; and for every offence, of this kind, the offender, or offenders, shall be liable to a fine of fifty dollars, to be collected and collectable, before any justice of the peace of the county of Carbon, with costs of suit; one moiety, or half part, thereof, to go to the school directors of the said townships of Penn Forest and Kidder, respectively, and the other moiety, or half part, to the person who may bring the said suit. Penalty.

SECTION 2. Where the owner, or owners, contractor, or contractors, of any saw mill, or other lumbering mill, shall reside out of the county of Carbon, it shall and may be lawful to bring said suit before any justice of the peace of the county, wherein the defendant, or defendants, may reside, or before any justice of the peace of the said commonwealth of Pennsylvania; said law shall have as full effect, as if brought in the county of Carbon aforesaid. Suits against owners, or contractors, residing out of Carbon county, relative to.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 740.

## An Act

To appoint supervisors of the Loyalsock creek.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Thomas Molynux and Augustus Lippencott, of Sullivan county, and Nathaniel L Johnson, of Lycoming county, be and they are hereby appointed supervisors of the Loyalsock creek, a public highway, to serve from and after the passage of this act, until the first Monday of June, Anno Domini one thousand eight hundred and sixty-six, and until successors are duly elected and qualified, with all the powers, rights and duties of supervisors of public roads, not inconsistent with the following provisions of this act. Supervisors appointed.

SECTION 2. That said supervisors, and their successors in office, shall have power to assess and collect a tax on all rafts, which may descend the said Loyalsock creek, in each year, Authorized to levy tax on rafts.

Collection thereof.

How to be applied.

Supervisors to give receipts for tax, which shall be evidence of right to vote.

Proviso.

Notice of time and place of holding election to be given

Mode of conducting the same.

Place of holding first election.

Auditors to be elected.

Their duties and powers.

Supervisors to have control of dams.

Penalty for false statements of amount of lumber.

not to exceed, in amount, the sum of ten cents per thousand feet, board measure; and to facilitate the collection of the same, they are hereby authorized to appoint a suitable person for their agent, at, or near, the mouth of the said creek.

SECTION 3. That the money, so levied and collected, shall be applied, under the direction of the said supervisors, to the repair and improvement of the said Loyalsock creek, from the mouth of the same, to its main forks, in Sullivan county, and continuous, beginning with those obstructions and difficulties most grievous to the tax-payers generally.

SECTION 4. That the said supervisors, or their agent, shall give to each person, who may be assessed with, and pay, the tax, hereby authorized to be levied and collected, a receipt for the same, which shall be a voucher, authorizing the person, named therein, to vote at the next annual election of supervisors: *Provided*, That where the tax paid shall amount to more than two dollars, the person, paying the same, shall be allowed a vote for each additional dollar.

SECTION 5. The supervisors aforesaid shall give notice, by publication, in one Sullivan and one Lycoming paper, at least twenty days before each annual election, of the time and place where the same is to be held; and the persons, qualified to vote, as aforesaid, having met, shall select, from among their number, a judge and two inspectors, who shall be qualified to perform their duties honestly and faithfully, and according to the provisions of this act: *Provided*, That the first annual election shall be held at the house of Moses Wells, in Plunket's Creek township, Lycoming county, and future ones, as directed by the supervisors, then in office.

SECTION 6. That at the said elections, the tax-payers aforesaid shall elect, in addition to the three supervisors aforesaid, three persons, qualified as electors, as auditors to settle, adjust and state the account of the supervisors, for the previous year; and who shall, also, have authority to sue for, and collect, any balance found to be due by said supervisors: *Provided*, That said auditors shall have power to fix the compensation of the said supervisors only.

SECTION 7. That the supervisors of Loyalsock creek, aforesaid, shall have a general direction and supervision of the dams now erected, or which may hereafter be erected, in the same, and shall direct such repairs as may, from time to time, become necessary, for the safe passage of rafts over the said dams, which shall be, in all cases, at the proper expense of the owner, or occupier, of the same.

SECTION 8. That the owner, or owners, of any lumber, arriving at, or passing, Montoursville, and failing to render a true statement of the amount, and pay the tax required, to the general agent thereof, in a reasonable time afterwards, may be sued, before any justice of the peace, for the estimated amount due on such lumber; and if it shall appear that such person have neglected, or refused, to comply with the directions of the said supervisors, or their agent, judgment may be rendered against him, for the amount of tax claimed to be due, unless he shall prove that a less sum is actually due, to-

gether with the ten per centum, as a penalty for such attempted evasion of the law.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 741.

## An Act

Changing the name of the Norristown and Allentown Railroad Company, extending the time for the commencement and completion of their road, authorizing the reduction of the capital stock thereof, designating the point of commencement of the said road, and conferring upon said company the power to build branches.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the Norristown and Allentown Railroad Company be and the same is hereby changed to the Perkiomen Railroad Company, and under said last name, shall enjoy all the rights and privileges of said Norristown and Allentown Railroad Company; and that the time for commencing the said road be extended for three years from the passage of this act, and the time for the completion of the same, to eight years from said date.

Change of name authorized.

Time for commencement and completion of road extended.

SECTION 2. That the president and directors of said company are authorized to reduce the capital stock of said company, to one thousand shares, which may be afterwards increased, by a vote of the stockholders, to the amount and extent authorized by the charter of the said Norristown and Allentown Railroad Company, and the supplements thereto; and said president and board of directors are authorized to call in the instalments on any stock, heretofore subscribed to said company, authorized by the act regulating railroads, approved February nineteenth, one thousand eight hundred and forty-nine, and with all the rights and powers, in reference thereto, thereby given; and said president and directors of the said company may dispose of any stock, forfeited by reason of non-payment of instalments, in such way and manner as they may deem advisable.

Capital stock may be reduced, and instalments on stock, heretofore subscribed, called in.

Stock may be forfeited.

Point of commencement of road designated.

Authorized to construct branches, &c.

SECTION 3. That the said company may construct their road from any point on the Reading railroad, between Norristown and Phoenixville; and may build branches from the same, or any part thereof, not exceeding ten miles in length; and may, with their said main road, or with any branches thereof, connect with, and cross at grade, any other railroad, which they may meet, or cross, in the construction thereof; and in all respects, not hereby altered, or supplied, the said company shall enjoy the rights, and be subject to the provisions controlling and governing the said, the Norristown and Allentown Railroad Company, with like effect as though the same were herein re-enacted.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 742.

## An Act

Relating to the fees of constables, in the counties of Cambria and Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees, to be received by the constables of Cambria and Huntingdon, shall be as follows: for executing warrant, on behalf of the commonwealth, fifty cents; conveying to jail, on *mittimus*, or warrant, arresting a vagrant, disorderly person, or other offender, against the laws, without process, and bringing before justice, levying fine, or forfeiture, on warrant, thirty-five cents, and expenses of conveying the prisoner to jail; taking the body into custody, on *mittimus*, when bail is afterwards entered, before the prisoner is delivered to the jailor, thirty-five cents; serving *subpoena*, fifteen cents; serving summons, notice to referee, suitor, master, mistress, or apprentice, personally, each, fifteen cents; by copy, twenty cents; executing attachment, forty cents; arresting, on *capias*, thirty-five cents; taking bail bond, on *capias*, or for delivery of goods, twenty-five cents; notifying plaintiff, where defendant has been arrested, on *capias*, to be paid by the plaintiff fifteen



cents; executing landlord's warrant, or serving execution, thirty-five cents; taking inventory of goods, each item, one cent; levying, or distraining, goods, and selling the same, for each dollar, not exceeding thirty, six cents; for each dollar, above thirty, four cents; one-half of said commission shall be allowed, where the money is paid without sale; but no commission shall, in any case, be taken, for more than the real debt, and then, only, for the money actually received, by the constable, and paid over to the creditor, or justice; advertising the same, fifty cents; copy of vendue paper, when demanded, each item, two cents; putting up notice of distress, on mansion house, or other public place, or premises, twenty-five cents; serving *scire facias*, personally, fifteen cents; serving same, by copy, twenty cents; serving attachment, in execution, thirty-five cents; serving rule and interrogatories, twenty-five cents; executing bail piece, twenty-five cents; traveling expenses, on execution returned *nulla bona* and *non est inventus*, where the constable has been at the place of defendant's last residence, each mile, circular, four cents; executing order for the removal of pauper to poor house, seventy-five cents; traveling expenses, in said removal, each mile, circular, ten cents; traveling expenses, in all other cases, for each mile, circular, actually traveled, counting from the office of justice, to the place of service, four cents; making return, to the court of quarter sessions of the proper county, one dollar, each, for one day; mileage for same, counting from residence of constable, to county seat, each mile, circular, four cents; for appraisement, and all other services, under exemption act of ninth April, one thousand eight hundred and forty-nine, one dollar and twenty-five cents; for serving precept, and returning the same, in landlord and tenant proceeding, thirty-five cents; for executing writ of possession, and returning the same, seventy-five cents; when the rent is received by the court, from the lessee, the same commission as allowed on execution.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 743.

**An Act**

In reference to the manufacturing of fire works, in the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful for any person, or association, or corporation, to manufacture any species of pyrotechnic, or fire works, cartridges, nor any kind of fixed ammunition, in the built up portions of the city of Philadelphia.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 744.

**An Act**

Incorporating the Moselem Railroad Company.

<p>Corporators.</p> <p>Name.</p> <p>Privileges.</p> <p>Capital stock.</p>	<p><b>SECTION 1.</b> <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Nicholas Hunter, John S. Richards, James Millholland, Charles C. Brock, John L. Bell, William A. Church, John Walker, Junior, David Kutz, Charles H. Warner, David Foster, Owen H. Wiley, and their associates, and such persons as shall become stockholders therein, be and they are hereby created a corporation, by the name of the Moselem Railroad Company, with all the powers and privileges needful and necessary to enable them to construct, equip, use and manage the railway and branches, by them to be constructed, with a capital stock of one thousand shares, of fifty dollars each, to be subscribed for, or disposed of, in whole, or in part, from time to time, as the board of directors of the said corporation shall deem proper, and with power, in the stockholders</p>
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thereof, to increase the same, from time to time, not exceeding, in the whole, five hundred thousand dollars; and the said company may, at any time, for such sum as they may deem expedient, for the construction and equipment of the road, hereby authorized to be built, issue bonds therefor, in sums, not less than one hundred dollars, payable at such times, on such terms, and with such interest, as they may deem expedient, and dispose of the same, at such rates as they may deem proper, and may secure the payment thereof, by a mortgage, or mortgages, upon the said railroad, income and property, real and personal, acquired, or to be acquired, and upon the corporate franchises and privileges, of the said company.

May issue bonds secured by mortgage.

SECTION 2. That the said company shall have power to locate and construct a railroad, with single, or double, track, with all the necessary appurtenances, and to equip and use the same, beginning at a point on the Philadelphia and Reading railroad, and connected therewith, at, or near, Leesport, in Berks county; and thence extending, by such route as the directors of the said company may deem most advisable, to a point on the East Pennsylvania railroad, at, or west of, Tipton, in the county of Berks, and to connect with, and cross at grade, any railroad, in, or at, the termini of their route, and with power to construct branches therefrom, no one of which shall exceed three miles in length, and to conduct the affairs of said corporation: *Provided*, That the main line of said road shall be located and constructed through, or within one-half a mile of, the borough of Kutztown, Berks county.

Construction of road, &c., authorized. Route.

Proviso.

SECTION 3. That the corporators shall be the directors of said company, until the third Monday of January, ensuing the passage of this act; on which day, and annually thereafter, the stockholders shall, on such notice as the board of directors may prescribe, elect a president and six directors, who shall continue in office until their successors be elected; the corporators, above named, to elect one of their number to be president, until the said first annual meeting; the president and directors shall issue, in such form and conditions as they may prescribe, certificates of stock, transferable upon the books of the company; and if the said corporators shall dispose of the said stock, by subscription, then, the same shall be made and taken, as provided in the eighth section of the act, entitled "An Act regulating railroads," approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine; and the said company, except as herein otherwise specially provided, shall have all the rights and privileges, and be subject to all the restrictions, set forth in the said act; and the road thereof shall be commenced, within five, and finished, within ten, years.

Corporators to act as directors, until election.

Certificates of stock, relative to.

How subscriptions to be made and taken.

Subject to.

When road to be commenced and completed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 745.

## An Act

To authorize the school directors of Robinson township, Washington county, to levy and collect a special bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Robinson township, Washington county, are hereby authorized to levy, upon the taxable persons and property of said township, an amount sufficient to re-imburse any individual, or individuals, who may have advanced moneys to relieve said township from the last draft; said taxes to be levied and collected, in the same manner as is authorized by the general bounty act of Anno Domini one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 746.

## Supplement

To an act regulating the standard weight of grain, in so far as it applies to the county of Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, any person, or persons, wilfully buying, or selling, grain, in the county of Northampton, contrary to the standard established by law, shall be deemed guilty of a misdemeanor; and on conviction thereof, shall be fined, for the first offence, in a sum not exceeding five dollars, and for any subsequent violation of this act, he shall be fined, in a sum not exceeding twenty dollars,



at the discretion of the court; one-half of the penalty, in each instance, to go to the informer, and the other half, to the said county of Northampton, for the use of the poor of said county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "Supplement to an act regulating the standard weight of grain, in so far as it applies to the county of Northampton," was presented to the governor, on the eighth day of March, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, March 24, 1865.

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No. 747.

## An Act

To establish a ferry over the West Branch of the Susquehanna river, at Jersey Shore, Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That Robert Crane and John J. Sanderson, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings, on each side of the West Branch of the Susquehanna river, or island, in said river, at any point on said river, between Larry's creek and Pine creek, and to use the said river, between the said landings, as a public ferry; also, the right and privilege of erecting posts, on any lands contiguous thereto, and to extend therefrom, and across the said West Branch of the Susquehanna river, a chain, wire, or rope, in order to facilitate the crossing of said stream; and also, the right and privilege of making all necessary roads,

Ferry authorized.

Enacted

- to connect their landings with the public roads, or streets, on either side of said river, or island: *Provided*, That the said Robert Crane and John J. Sanderson, their heirs and assigns, shall pay to the owner, or owners, of the land, or lands, on which the said landings and improvements, hereby authorized, shall be made, all damages which shall accrue to the said owner, or owners, in consequence thereof, to be assessed, in the same manner as damages, for the opening of private roads, are now, by law, assessed; but the said Robert Crane and John J. Sanderson, their heirs and assigns, shall have the right to make said improvements immediately: *Provided*, That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said river.
- Damages, relative to.** *SECTION 2.* That the said Robert Crane and John J. Sanderson, their heirs and assigns, shall keep the said landings, ferry and roads, in good order and repair, fit for the transportation and passage of travelers, teams and carriages, of all descriptions, and keep good and sufficient boats and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend, for the purpose of carrying passengers, teams, carriages, and so forth, across said river, with reasonable diligence and care.
- Navigation not to be obstructed** *SECTION 3.* That the rates of toll charged on said ferry shall not exceed, for every foot passenger, ten cents; for every sulky, chair, or chaise, with one horse and two wheels, twenty cents; with two horses, thirty cents; for every buggy, coach, wagon, or other vehicle, with four wheels and one horse, twenty-five cents; with two horses, forty cents; with four horses, sixty cents; for every sleigh, or sled, twelve cents, for each horse drawing the same.
- Ferry and roads to be kept in good order, &c.** *SECTION 4.* That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall, each of them, forfeit and pay, to the said Robert Crane and John J. Sanderson, their heirs and assigns, the sum of thirty dollars, in addition to all damages sustained by the owner, or owners, of said ferry; to be recovered, as debts of like amount are, by law, recoverable, but without stay of execution, or relief, from any law of this commonwealth, exempting property from levy and sale for debts.
- Rates of toll.** *SECTION 5.* That all persons, except the said Robert Crane and John J. Sanderson, their agents and assigns, are hereby prohibited from using the said West Branch of the Susquehanna river, for the purpose of a ferry, within the distance of one mile from the limits of said established ferry; and any person, or persons, violating the provisions of this section of this act, shall forfeit and pay, to the said Robert Crane and John J. Sanderson, their heirs and assigns, the sum of fifty cents, for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the above mentioned bounds, to be recovered as the penalties, in the fourth section of this act, are recovered.
- Penalty for injuries to boats, wire, &c.** *SECTION 6.* That all laws establishing ferries, within the lim-
- Prohibition.**
- Penalty.**
- Repeal.**

its named in the first section of this act, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 748.

## A Supplement

To an act for the better security of the city of Philadelphia, from dangers incident to the refining, or improper and negligent storage, of petroleum, benzine, benzole, or naptha, approved March second, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all persons refining, or manufacturing, depositing, or storing, petroleum, or coal oil, benzine, benzole, or naptha, on the west side of the river Schuylkill, east of Thirtieth street, between Arch street and Bridge street, and between Chestnut street and South street, as authorized by the act to which this is a supplement, shall, besides having on their premises suitable tanks, excavations, or embankments, to prevent the overflow, or escape, of the oil so refined, stored, or deposited, be required to obtain a license from the mayor of the city of Philadelphia, for which, the sum of ten dollars shall be paid, into the city treasury, and likewise, for the annual renewal thereof, upon due certificate, to be given by the fire marshal, and approved by the mayor, of said city, that such premises are so constructed and arranged as to afford reasonable security from danger, in case of accident, or fire.

Persons refining, manufacturing, or storing, petroleum, within certain limits, required to obtain a license.

SECTION 2. That so much of the first section of the act, to which this is supplementary, as prohibits the refining of petroleum, benzine, benzole, or naptha, within five hundred feet of the east, or west, side of the river Schuylkill, shall not be construed to apply to the Belmont Petroleum Works, located on the river road, above the Columbia bridge, in the Twenty-fourth ward of the city of Philadelphia.

Certain provisions not to apply to the Belmont Petroleum Works.

SECTION 3. That it shall be lawful to refine, manufacture, store and keep petroleum, benzine, benzole and naptha, in such quantities as may be desired, in that portion of the said

Petroleum, &c., may be refined, stored, &c., within certain limits.

city delphia, lying south of Dickinson street, at  
of Orsego street, subject to all the provisions and restrictions  
of the second section of the act to which this is a supplement.

Fees of fire mar-  
shal, for exam-  
inations.

SECTION 4. That the fire marshal shall be entitled to charge,  
demand and receive, for his own use, from each applicant, for  
examination of premises, and license, under this act, and the  
act to which this is a supplement, before such examination is  
made, the following fees, to wit : for every examination of a  
storage depot, where the quantity, allowed by law, shall ex-  
ceed twenty-five barrels, and for every refinery, or manu-  
factory, the sum of ten dollars ; for all other examinations, re-  
quired by law, the sum of five dollars.

Repeal.

SECTION 5. That any part of the act, to which this is supple-  
mental, which is inconsistent herewith, is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini  
one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 749.

## An Act

Directing that, in proceedings, in the city of Philadelphia, by landlords,  
to recover possession of demised property, the *certiorari* issued shall be  
a *supersedeas*.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
tatives of the Commonwealth of Pennsylvania in General Assem-  
bly met, and it is hereby enacted by the authority of the same,*  
That in every proceeding, or suit, brought in the city of Phila-  
delphia, under any of the several acts of this commonwealth,  
by landlords, to recover possession of property leased for a  
term of years, or from year to year, in which a *certiorari* is  
now allowed, the said *certiorari* shall be a *supersedeas*; and  
the execution upon the judgment, in the said suit, or proceed-  
ing, shall be suspended until the final determination of the  
*certiorari*, by the court, out of which the same issues; and  
the said court, if the said determination shall be made ad-  
versely to the party at whose instance the writ of *certiorari*  
has issued, shall proceed to issue a writ of possession, directed  
to the sheriff of the county of Philadelphia, directing him to  
deliver actual possession of the premises to the lessor; and



also, to levy the costs on the defendant, in the same manner that costs are now, by law, levied and collected, on other writs of execution: *Provided*, That the said *certiorari* shall be issued, within ten days from the date of the judgment rendered in said proceedings, and upon oath of the party applying for the same, to be administered by the prothonotary of the court of common pleas, that it is not for the purpose of delay, but that the proceedings, proposed to be removed, are, to the best of his knowledge and belief, unjust and illegal, and will oblige him to pay more money than is justly due; a copy of which affidavit shall be filed in the prothonotary's office: *And provided further*, That the party, applying for the same, shall give security for the payment of all costs that have accrued, or may accrue, and of the rent which has already, or may become due, up to the time of the final determination of said *certiorari*, in the event of the same being determined against him.

SECTION 2. That all laws, or parts of laws, inconsistent herewith, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act directing that, in proceedings, in the city of Philadelphia, by landlords, to recover possession of demised property, the *certiorari* issued shall be a *supersedeas*," was presented to the governor, on the ninth day of March, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March* 24, 1865.

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No. 750.

## An Act

To incorporate the Accident Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Corporators.	That George W. Hall, William C. M'Kibben, W. S. Hassall, Thomas W. Ackley, John Russel, C. W. Kunkel, William Mann, Thomas Tolman, George O. Evans, John A. Fry, Robert Patterson, of the county of Philadelphia, those who may hereafter become associated with them, their successors, are hereby constituted and declared to be a body politic and corporate, in law and otherwise, for the purposes hereinafter set forth, by the name, style and title of the Accident Insurance Company, and by the same name, shall have perpetual succession, shall make and establish a common seal, with the privilege of altering and renewing the same, at pleasure; shall sue and be sued, shall purchase, lease, or dispose of property, and shall ordain, establish and put in execution, such by-laws, ordinances and regulations, as shall appear necessary and convenient, for the government of the corporation, not being contrary to their charter, or the laws of this commonwealth, or of the United States; and generally to do and transact all such matters and things as shall, to them, lawfully appertain to do and transact, for the well being, ordering and management of the corporation.
Title.	
Seal.	
Privileges.	
By-laws.	
Capital stock.	SECTION 2. That the capital stock of said company shall consist of twenty-five hundred shares, of twenty dollars each, with the privilege of increasing the same, as may be deemed necessary, to ten thousand shares.
When letters patent to be issued.	SECTION 3. That when one thousand shares of stock shall have been subscribed for, and five per cent. of the same shall have been paid in, in cash, a majority of the corporators, above named, shall so certify, to the governor, who shall then, under his hand and seal of state, issue letters patent to said company; whereupon, the said subscribers, and their successors, shall become endowed with all necessary corporate privileges.
Business.	SECTION 4. The business of the said corporation shall be, the insuring of persons against the accidental loss of life, or against personal injury, sustained from accidents on railroads, steamers, or other modes of conveyance, whether such injury result in permanent, or temporary, disability; or from fire, or flood, or from explosions of boilers, or any accident, whereby travelers, artisans, mechanics, or others, may incur loss of life, or physical injury, whether such accident, or accidents, occur in the United States, or elsewhere; and contracts of insurance may be made, on such terms and conditions, and for such periods of time, and confined to such persons, as shall be, from time to time, ordered and provided for, by the by-laws of said corporation.
Directors, election of, &c.	SECTION 5. The affairs of said company shall be managed by a board of ten directors, who shall be elected, within thirty days after letters patent shall have been issued, and annually, thereafter; but no failure to elect, at the time appointed, shall work as a non-user, but the directors, being in office, shall continue until their successors are duly elected; said directors shall organize, by electing one of their number, president; also, a treasurer, secretary, and such other officers as they may deem proper.
Organization.	SECTION 6. It shall be lawful for the company, hereby incorporated, to establish branch offices and agencies, at such

points, as may be necessary to enable them to best conduct their business; and the corporate seal of said corporation shall be used, at such agencies, under the direction of the president and managers, if deemed necessary; and said seal, when used, under the proper sanction, and attached to policies of insurance, shall effectually bind the said company to the provisions, set forth upon the face of said policy; and any fraud, counterfeit, or misdemeanor, practised upon said seal, or upon any of the certificates of said company, shall be punishable, in like manner as frauds upon other policies, tickets, or certificates, are punishable, by law, in this commonwealth.

May establish  
branch offices  
and agencies.

Use of seal, &c.,  
relative to.

SECTION 7. Insurance may be effected for the benefit of either the insured, or of such person, or persons, as he, or she, may direct.

Insurance, for  
whom it may be  
effected.

SECTION 8. The directors of said company may declare annual, or semi-annual, dividends, out of the profits of said corporation: *Provided*, That should the dividends exceed ten per cent. per annum, then the said company shall pay, into the treasury of the commonwealth, for the use of the state, five per cent. of the excess of dividends over ten per cent., as aforesaid.

Dividends.

Proviso.

SECTION 9. That the said company shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock of said company, and upon any increase thereof, payable in four equal, annual, instalments; the first payment to be made, in one year from the date hereof.

Bonus.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 751.

## An Act

To incorporate the Sewickley Skating Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Harbaugh, Joseph Warren, George D. Cass, Edward R. Kramer, James Adair, Cochran Fleming, James A. Knox, Theodore H. Nevin, John I. Travelli, J. W. F.

Corporators.

Name	White, Samuel Gaston, George Thornburg, Charles T. Harbaugh, John P. Kramer, John Thompson, George Hetzel, Amos Finkbine, James Porter, Jacob Ringley, Robert Porter, Washington Gibb, B. F. Henry and M. Swift Davis, and their successors, be and they are hereby incorporated, under the name of the Sewickley Skating Association; and by that name, shall have perpetual succession, the right to sue and be sued, to have a common seal, and to make all necessary and needful rules and regulations, and elect such officers, as may be proper, for the purpose of carrying out the true intent and object of this act.
Seal.	
Regulations, Officers, &c.	
Capital stock.	SECTION 2. The capital stock of said association shall not exceed five thousand dollars, to be divided into shares of twenty-five dollars per share.
Privileges.	SECTION 3. The said association shall have power to purchase, in fee simple, or to lease, for any term of years, a tract of land, not exceeding ten acres, in the borough of Sewickley, in Allegheny county, or contiguous to said borough, for the purpose of a skating park, and to erect such buildings, or make such improvements thereon, as may be necessary for that purpose.
By-laws.	SECTION 4. The said association shall have power to adopt such by-laws, as may be necessary and proper, for the preservation and protection of its park, and may make such assessments, and collect such fees, from the members, or others, that may be admitted to the privileges of the park, as may be reasonable and proper.
Assessments and fees, relative to.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 752.

## An Act

Authorizing the school directors of Upper Merion township, in the county of Montgomery, to levy and collect tax, for the payment of bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the school directors of the township of Upper Merion, in the county of Montgomery, be and they are hereby authorized to levy, and collect, upon, and from, the taxable inhabitants of said township, a tax which, in the aggregate, will be sufficient to pay the sum of two thousand dollars, together with the expense of collecting the same, for the purpose of refunding that amount, remaining unpaid, to certain parties, who have advanced the same, to fill the quota of said township, under the call of July eighteenth, Anno Domini one thousand eight hundred and sixty-four, for five hundred thousand men. School directors authorized to levy tax.

SECTION 2. Said tax shall be levied, assessed, and collected, upon the real and personal property, in said township, which is taxable for state and county purposes, and according to the valuation and assessment, returned to the commissioners, for the year one thousand eight hundred and sixty-four, and, in addition, if the authority hereinbefore conferred is exercised by said school directors, or a majority of them, they shall also, at the same time, impose, upon each male taxable inhabitant, a poll tax of one dollar. How to levied, assessed and collected.  
Poll tax to be levied.

SECTION 3. Whenever said tax shall have been assessed, it shall be the duty of said school directors to appoint a collector, and issue their warrant and duplicate for the collecting of said tax, in like manner as other taxes are collected. Collector to be appointed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 753.

## An Act

To repeal the act, entitled "An Act to appoint commissioners to run and establish the county line, between Westmoreland and Somerset counties," approved April twenty-eighth, one thousand eight hundred and sixty-four, and to appoint new commissioners, to run said line.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to appoint commissioners, to run and establish the county line, between Westmoreland and

Somerset counties," approved April twenty-eighth, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby repealed; and that Abraham Altman, of Westmoreland county, and Elias Cunningham, of Somerset county, be and the same are hereby appointed commissioners, with power to procure the services of an expert, to survey, lay out and establish a line, between the counties of Westmoreland and Somerset, agreeably to the provisions of the act of assembly, of seventeen hundred and seventy-three: *Provided*, That the county of Westmoreland shall pay all expenses; the division line, between said counties, shall be and remain the crest of the Laurel hill, as it existed, prior to the passage of said act; and the survey and line, established by the commissioners, under the provisions of said act, shall have no effect to change, or alter, the division line, between said counties, as the same existed, prior to the passage of said act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 754.

## An Act

Authorizing the assessment, levying and collection of additional taxes, in the borough of Lawrenceville, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Additional taxation, for borough purposes, authorized.

That the burgess and councils of the borough of Lawrenceville, in the county of Allegheny, be and they are hereby authorized and empowered to levy and assess, and apportion, appropriate and collect, annually, for borough purposes, a tax, not exceeding ten mills on the dollar, on the valuation assessed for county purposes, as now is, or may be, provided by law, on all property, offices, trades, professions, and persons, made liable, by the laws of this commonwealth, for county rates and levies, and shall be taxable, after the same manner, by said burgess and town council, for borough purposes.

May levy improvement tax.

SECTION 2. That the said burgess and town councils are hereby further authorized and empowered to levy, assess and collect, annually, an additional tax, to be called an improve-

ment tax, not exceeding five mills on the dollar, on the persons and property aforesaid; and the revenue, arising therefrom, shall be appropriated to the repair, grading and improvement of the cartways of the public streets, lanes and alleys of said borough. How to be appropriated.

SECTION 3. All laws, and parts of laws, inconsistent herewith, be and the same are hereby repealed. Repeal.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 755.

## An Act

To authorize the construction of a bridge, over an arm of the Allegheny river, from the north bank of said river, to Herr's island, in the borough of Duquesne.

WHEREAS, G. E. Warner, A. H. Harvey, and other citizens of Allegheny county, Pennsylvania, made subscriptions to, and aided in the erection of, a bridge, across an arm of the Allegheny river, in the county of Allegheny, leading from the north bank of said river to Herr's island, in said river, and from their own private fund, from time to time, kept said bridge in repair, and said bridge has been used as a free bridge by the community, until the same became dilapidated, and fell: Preamble.

*And whereas,* Such bridge being absolutely necessary, it is just and proper that the same should be re-built and kept in repair, and that tolls should be taken, for that purpose:

*And whereas,* It seems right that they, who aid in its re-erection and repair, should be authorized to control the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That G. E. Warner, A. H. Harvey and Hugh M'Neill, their heirs and assigns, be and hereby are authorized to construct, maintain and keep in repair a bridge, crossing an arm of the Allegheny river, running between Herr's island, in said river, and the north bank of said river, in the borough of Duquesne, in the county of Allegheny, Pennsylvania, of one span, of two Construction of bridge authorized.

Rates of toll to  
be fixed by  
court.

May construct  
a stone pier.

Provisions of  
certain general  
laws extended  
to.

Powers and pri-  
vileges granted  
to be null and  
void, in a cer-  
tain event.

hundred and fifty feet, more or less, as may be required, at, or near, the same location of a bridge, formerly erected, leading from one of the streets, in said borough of Duquesne, to said Herr's island; and to erect gates, and demand and receive tolls, for crossing the said bridge, at such rates as may be fixed, from time to time, by the court of common pleas of said Allegheny county.

SECTION 2. That said G. E. Warner, A. H. Harvey and Hugh M'Neill, their heirs and assigns, shall have the right to construct, if deemed by them advisable, midway of the span of said bridge, from the bottom of said Allegheny river, one stone pier, as heavy as may be necessary to sustain the arch, or span, of said bridge.

SECTION 3. That all general laws of this commonwealth, for the protection of bridges, are hereby made applicable to the aforesaid bridge; and all remedies, given to bridge companies, by general laws, against violations of the same, and in any manner injuring bridges, and evading payment of tolls, are hereby given to the said G. E. Warner, A. H. Harvey and Hugh M'Neill, their heirs and assigns: *Provided*, That the powers and privileges, above granted, shall be null and void, if the councils of the said borough shall, within four months after the passage of this act, put under contract, either a toll, or free, bridge, on the above described section; in which event, all the rights, powers, privileges, above granted, or vested, in said borough authorities.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 756.

## An Act

Authorizing the governor to appoint additional notaries public, for the city of Philadelphia, and in the counties of Northumberland and Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That in addition to those now provided by law, the governor be authorized to appoint an additional notary public, for the



city of Philadelphia: *Provided*, That he shall reside in that part of the city of Philadelphia, formerly known as the District of Kensington; also, an additional notary public, for Northumberland county, who shall reside in the borough of Milton, in said county; and two additional notaries public, for Venango county, one of whom shall reside at Pleasantville, and the other shall reside at Plumerville, in said county.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 757.

## *In Act*

To amend an act, entitled "An Act extending so much of the provisions of the act to incorporate the Pennsylvania Railroad Company, approved April thirteenth, one thousand eight hundred and forty-six, as relates to the making of lateral, or branch, railroads, to the Lebanon Valley and Philadelphia and Reading railroad companies," approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-four.

WHEREAS, At the time of the passage of the act, entitled "An Act extending so much of the provisions of the act to incorporate the Pennsylvania Railroad Company, approved April thirteenth, one thousand eight hundred and forty-six, as relates to the making of lateral, or branch, railroads, to the Lebanon Valley and Philadelphia and Reading railroad companies," approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-four, the Lebanon Valley Railroad Company had been duly consolidated with, and merged into, the Philadelphia and Reading Railroad Company, by virtue of special authority of law, and the said Lebanon Valley Railroad Company did not then exist, as a separate corporation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said act, approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby amended, by striking therefrom the words,

“the Lebanon Valley and,” so that the last sentence thereof shall read, “be and the same is hereby extended and applied to the Philadelphia and Reading Railroad Company.”

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 758.

## An Act

To authorize the Greenwich Improvement and Railroad Company to forfeit the shares of delinquent stockholders.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
forfeit the  
shares of delin-  
quent stock-  
holders.

That the Greenwich Improvement and Railroad Company be and the same are hereby authorized to forfeit the stock of shareholders, in said company, for the non-payment of assessments, made by the company thereon, at any time, sixty days after such assessment shall be due: *Provided*, That no such forfeiture shall be incurred, except on ten days' actual notice, or else by publication, in one, or more newspapers, published in the city of Philadelphia, twice a week, for at least three weeks.

Notice required

Shares forfeited  
to be sold.

SECTION 2. That the shares, so forfeited, may be sold at public sale, at such time and place, as may be designated in the notices, or publications, aforesaid; the surplus, after discharging the assessments, and necessary expenses of such sales, to go to the use of the holder, or holders, of the forfeited stock.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 759.

## Supplement

To an act incorporating the Mahoning and Susquehanna Railroad Company, approved the nineteenth day of April, Anno Domini one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James St. Clair, P. W. Jenks, W. E. Gillespie, W. W. Corbett, A. J. Wilcox, R. C. Winslow, William H. Indin, Lever Flegal, James Indin, M. K. Boyer and Isaac Clover, or any five of them, shall be commissioners, with all the powers mentioned in said act; and the time of opening, or completing, said road, shall be extended for ten years from the passage of this supplement.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 760.

## An Act

To incorporate the Delaware River Telegraph Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. Gibbs, J. C. Duhadarday, William Gohl, James Fowler, F. A. Luckenbaugh, C. H. Roney, Nathan Sellers, W. Henry Cunington and S. H. Norris, and such other persons as may hereafter become stockholders, in the Delaware River Telegraph Company, their successors and assigns, shall be and are hereby made and constituted a body politic and corporate, for the purpose of making, using and maintaining telegraph lines and communications, through the counties of

Title.	Philadelphia, Montgomery, Bucks, Northampton, Monroe and Pike, by the name, style and title of the Delaware River Telegraph Company, and by that name, style and title, shall have perpetual succession, and all the privileges, franchises and immunities incident to a corporation; may sue and be sued, implead and be impleaded, complain and defend, in all courts of law and equity, of record, and otherwise; may purchase, receive, have, hold and enjoy, to them, their successors and assigns, all such lands, tenements and hereditaments, goods and chattels, and estates, real, personal and mixed, of what kind and quality soever, as may be necessary, for the purposes of the said corporation, and the same from time, may sell, convey, mortgage, encumber, charge, grant, lease, alien and dispose of; to make dividends of such portions of their profits, as they may deem proper; and, also, to make and have a common seal, and the same to alter and renew, at pleasure; and, also, to ordain, establish, and put in execution, such by-laws, or ordinances, rules and regulations, as may be necessary, or convenient, for the government of the corporation, hereby created, not being contrary to the constitution and laws of the United States, or of this commonwealth; and generally may do all and singular, the matters and things which, to them, shall lawfully appertain to do, for the well being of the said corporation, and the management and ordering of the affairs and business of the same; <i>Provided</i> , That nothing, herein contained, shall be so considered and construed, as to give, to the said corporation, any banking privileges, or franchises, or any privileges, or franchises, but such as may be necessary, or belong to the making, using, or maintaining, the said telegraph lines, and the connections it may form, for the advancement of its interest.
Powers and privileges.	
Seal.	
Prohibition.	
Capital stock.	SECTION 2. That the capital stock of the corporation shall be twenty-five thousand dollars, divided into shares, of twenty-five dollars each; certificates of which shall be signed by the president, and countersigned by the secretary, and sealed with the common seal; which stock shall be transferable, in person, or by attorney, executors, administrators, guardians, trustees, or officers, under such regulations as may be provided by the by-laws: <i>Provided</i> , That if the business of the corporation shall require any additional wire, or wires, that the stockholders shall, at any regular, or special, meeting, convened for that purpose, of which three weeks' notice shall have been given, in one, or more, of the public papers of the county, or counties, through which the line passes, or is intended to pass, have the right to increase the capital stock, if found necessary.
Certificates, transfers of, &c., relative to.	
Capital may be increased.	
Authorized to connect with other lines, and form a union with other corporations, &c.	SECTION 3. That the said corporation shall have power to connect, by contract, with other persons, or corporations, having other telegraphic lines, within, or out of, this state, for the purposes aforesaid; and it may, also, form a union with, or lease to, other corporations, associations, or individuals, incorporated by this commonwealth, or any other state, its own lines, with their fixtures and apparatus; or lease from any individuals, associations, or corporations, incorporated by this commonwealth, or any other state, their lines, fixtures and



apparatus. When such unions, as aforesaid, are formed, the stock may form a common stock, upon such terms and conditions as the said companies, or associations, respectively, shall agree upon; and that, as soon as such union shall be effected, and a true copy of the agreement made, or that purpose duly certified, under the corporate seal of the said companies, shall have been filed in the office of the secretary of this commonwealth, the stockholders of the said companies shall become one body corporate and politic, under such name and style as they shall adopt and agree upon, and embody in their certificate, with all the rights and privileges, incident to a corporation, and with all the rights, powers and privileges which, by virtue of this act, are vested in the company, hereby incorporated.

Terms and conditions.

Copy of agreement to be filed in office of secretary of commonwealth.

SECTION 4. That the said corporation shall have power to purchase, make, use and maintain any connecting, or side, lines.

May purchase, or make, connecting lines.

SECTION 5. That the persons named in this act, or any eight of them, shall call a meeting, within six months from the passage of this act, of the corporate body, hereby created, giving three weeks' notice of the time and place of holding the same, in at least one newspaper, in each of the counties of Philadelphia, Northampton and Pike, for the purpose of choosing a president and six directors; which six directors, with the president, shall constitute the board of directors, for the management affairs of the corporation; and said board shall elect a secretary and treasurer, either, or both, of whom may be chosen from their own number; said board shall hold their office for the term of one year, and until their successors are elected, and shall exercise all the powers, pertaining to the making, maintaining, use and management of said telegraph lines, and the affairs, interests and business of the said corporation.

Organization.

Officers, election of, &c.

Their powers.

SECTION 6. That the annual meetings of the said corporation shall be held on the first Tuesday of May, in each and every year, unless the stockholders, at an annual meeting, shall otherwise direct; that the place of holding the first election shall be fixed in the call for the same; and, thereafter, it shall be determined by the stockholders, at their annual meeting; special meetings may be called, by a majority of the directors, whenever, in their opinion, the interests of the company may require it, or requested by one-third of the stockholders.

Annual and special meetings.

Place of holding elections to be fixed.

SECTION 7. That at each and every election for officers, each share shall entitle the holder thereof to one vote, to be given by ballot, and stockholders may be represented by proxy.

Votes.

SECTION 8. That it shall and may be lawful for the said corporation, hereby created, to erect and construct works, edifices, fixtures and structures, along, under and across any of the roads, highways, streets and waters, within this state, along, or across, which they shall convey their wires; the said works to be so placed, as not to interfere with the common use of such roads, highways, streets and waters; and the said corporation, and all other persons, by them authorized, appointed, or employed, shall have power and authority to enter into and upon, hold, occupy and enjoy any land, for the purpose of locating and constructing the said telegraph lines,

Construction of works, fixtures, &c., authorized

May enter upon and occupy lands, &c.

**Proviso.** and using, repairing, maintaining and enjoying the same, upon which the same may be located, or which may be necessary, or convenient, for the location of the same: *Provided*, That such compensation shall, previous thereto, be made, or tendered, to the owner, or owners, of the land occupied for such purpose, as shall be agreed upon, between the parties, or determined, as hereinafter directed: *Provided*, That they shall be restricted to such an amount of land, as will be necessary for telegraph purposes only.

**Limitation as to amount of land.**

**Damages, how to be assessed and paid.**

**SECTION 9.** That if the said corporation, and the owner, or owners, of any land, through which the said telegraph lines shall pass, cannot agree upon the price, or compensation to be paid by the said corporation, for such land, taken, or used, or the damages done thereto, it shall and may be lawful for either party to apply to the court of common pleas, for the county in which such land shall lie, by petition, stating the facts in relation thereto; and thereupon, it shall be the duty of the said court to appoint three disinterested persons, of the proper county, or of any adjoining county, and to fix a time, not less than twenty, nor more than thirty, days thereafter, for the viewers to meet upon the premises, where the damages are alleged to be sustained; of which time and place, notice shall be given, by the party petitioning, to said viewers, and to the other party; and the said viewers, when so met, shall be first sworn, or affirmed, justly and equitably to assess the damages, if any, which may have been, or are likely to be, sustained by the owner, or owners, of such land; and shall then view the premises, and justly and equitably assess and estimate the damages, which may have been sustained, or are likely to be sustained, by the owner, or owners, of such lands, through which said telegraph lines shall pass, and deducting from the damages the value of the advantages and benefits, which will be likely to accrue to the owners of said land, from the said telegraph lines, or works, connected therewith, and to make out a report of their assessment of damages, signed by the said viewers, and return the same to the court appointing them, at the next term thereof; which report, being confirmed by said court, shall be considered a judgment of the said court, and collected, in like manner as other judgments of the same court, are collected, with the costs of the court: *Provided*, That if the proper officer of the said company, at any time before application made, by either party, for the appointment of viewers, in manner hereinbefore directed, shall tender to the owner, or owners, of said land, a sum of money, in full compensation for his said damages, shall not be liable for costs on any subsequent proceeding, unless such owner of the land shall receive a larger sum than the previous tender of said company: *Provided however*, That the said judgment shall be subject to reversal, upon appeal, or by writ of error, taken by either party, as other judgments, in the same court, are liable.

**Proviso.**

**Proviso.**

**Penalty for injuries to lines, &c.**

**SECTION 10.** That if any person, or persons, shall wilfully destroy, or obstruct, the said lines, or any part thereof, or any works, or fixtures, connected therewith, such person, or persons, shall, on conviction of such offence, in any court of quarter sessions of this commonwealth, be sentenced to im-

prisonment, not exceeding one year, at the discretion of the court, in the jail of the proper county, and shall be liable to pay all damages; and such conviction shall be conclusive evidence of such destruction, injury, or obstruction, by such person, or persons, in any suit instituted against them by said company.

SECTION 11. That all dispatches of officers of the United States, and of this commonwealth, relating to public business, shall have precedence of all others; and no greater sum shall be charged for them, than for private dispatches, of the same number of words, figures, or characters. Official dispatches to have precedence.

SECTION 12. That any corporation, other than counties, townships, and municipal corporations, may become subscribers to such capital stock. Other corporations may subscribe to stock.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 761.

## An Act

To incorporate the Nevada Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William L. Nutt, Charles Coffman, Lewis Snell, Edward J. M'Tague and George Baldt, and their associates, be and they are hereby created a body politic, by the name, style and title of the Nevada Silver Mining Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed; and of holding and improving lands in the state of Nevada, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof; and to erect houses and such other buildings and works, as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work, the same, and to dispose of the Corporators.  
Title.  
Privileges.



products of all such lands, mines and works, as they may deem proper.

By-laws.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter, at pleasure; and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe; and to regulate and prescribe, in what manner and form, their contracts and obligations shall be executed.

Proviso.

Seal.

Certificates of stock.

Directors, election of, &c.

SECTION 3. That the corporators of this act shall elect persons to serve as directors of this company, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Offices.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office, in the city of Philadelphia, at which, it shall be lawful to hold all meetings for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 762.

## An Act

To incorporate the Greene County Railroad Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Charles Williams, James P. Donley, John Lenly, John Schnatterly, Ewing Searight, E. J. Keenan, Bales M'Colly, William Montgomery, Elijah Hoffman, Robert Crane, C. S. Kauffman, E. Tracy, Samuel S. Moon, William J. Kuntz, Robert Ashworth, J. J. Martin, William V. M'Grath, James



Blaylock, J. Duhadaway, Charles A. Miller, William J. Pollock, James B. Lindsay and James A. J. Buchanan, or any five of them, be and they are hereby appointed commissioners, to receive subscriptions, and organize a company, under the name, style and title of the Greene County Railroad Company, with power to build a railroad, from the Monongahela river, at, or near, the mouth of Dunkard creek, to the western line of Greene county, and to construct branches to any point in said county, with all the powers and privileges, and subject to all the restrictions, prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

Title.  
Route.  
Authorized to construct branches.  
Subject to.

SECTION 2. That the capital stock of said company shall consist of ten thousand shares, of fifty dollars each, to be increased, if deemed necessary by the stockholders, to an amount sufficient to complete the works of the company; and said company shall have power to issue mortgage bonds, not exceeding the amount of the capital stock, for the time being, at a rate of interest, not exceeding seven per centum.

Capital stock.  
May issue mortgage bonds.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 763.

## An Act

To incorporate the Lycoming Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Peter Herdic, Loren A. Ensworth, John B. Beck, A. P. F. Dodge, Malon Fisher, H. S. Morse, H. Mudge, L. Mahaffie, G. W. Youngman, Robert Fordsman, Henry White, F. Coleman, A. T. Nichols, M. Eder, B. H. Taylor, H. E. Taylor, John G. Reading and H. G. Perkins, or any three of them, are hereby appointed commissioners, who shall procure suitable books, and in each of them enter as follows:—"We, whose names are hereunto subscribed, promise to pay, to the Lycoming Gas and Water Company, the sum of twenty-five

Commissioners

Subscriptions to stock, form of, &c., relative to.	dollars, for every share of stock set opposite our respective names, in such manner and proportions, and at such times, as shall be determined by the president and managers of the said company, in pursuance of the act of assembly to incorporate the Lycoming Gas and Water Company. Witness our hands and seals the — day of —, Anno Domini one thousand eight hundred and sixty-five;" and after they shall have given notice, for twenty days, of the time and place, they shall open the said books, to receive subscriptions for the stock of the said company, and permit all persons, of lawful age, to subscribe for shares, in said stock, until four thousand shares shall have been subscribed; and the said commissioners, who act, shall have power to adjourn, from time to time, as they shall deem expedient, until the said stock, or such part thereof as shall be necessary, shall have been subscribed.
Notice to be given.	
When letters patent to be issued.	SECTION 2. That when one thousand shares of the stock shall have been subscribed, and two dollars paid on each share, so subscribed, the said commissioners, or any three of them, shall certify the fact to the governor, with the names of the subscribers, and the number of shares by each of them subscribed, and the amount paid thereon; whereupon, the governor shall, by letters patent, create and erect the subscribers, and such who may afterwards subscribe, to the number of four thousand shares, into a body politic and corporate, in law, by the name, style and title of the Lycoming Gas and Water Company; in which name, they may sue and be sued, and have perpetual succession, may purchase, receive and have, to them and their successors, all goods, chattels and estates, real and personal, as may be necessary and proper, for carrying into effect the objects and purposes of this incorporation, and the same, from time to time, to sell, mortgage, or otherwise dispose of; make dividends of the profits, as they may deem proper, and to make and use a common seal; and also, to ordain, and put in execution, such by-laws and ordinances as shall be necessary and convenient, for the government of the said company, and the preservation and security of their works and property, they not being contrary to the laws of this state, or the United States; and if penalties shall be inflicted, by any such by-laws, they shall be recovered as debts, of like amount, are recoverable, or punished, as like offences are punished; and, generally, to do the matters and things, which lawfully appertain for them to do, for the well being of the company: <i>Provided</i> , That nothing, herein contained, shall be considered as, in any way, giving to said company any banking privileges whatever, or any franchises, but such as are, or may be, necessary, or incident, to the distribution of gas, or water, in the territory, localities and vicinity, hereinafter described.
Title.	
Privileges.	
Seal.	
By-laws.	
Penalties, recovery of, &c.	
Prohibition.	
Organization.	SECTION 3. That when the letters patent shall have been obtained, the said commissioners shall give ten days' notice of a time and place for the stockholders to meet, and organize the company, and to choose, by a majority of their votes, by ballot, in person, or by proxy, one president and eight managers, who shall manage and conduct the business of the com-
Management.	

pany, until the second Monday of May, then next ensuing, and until like officers shall be chosen.

SECTION 4. That the stockholders shall meet, annually, on the second Monday of May, at such place as the by-laws shall fix, of which public notice shall be given, and choose, by a majority of their votes, their officers, for the ensuing year; and the stockholders shall meet, at such other times as they may be summoned by the managers; at which annual, or special, meeting, they shall have power to make, alter, or repeal, by a majority of their votes, all by-laws, orders, or regulations; and to adopt such measures, regarding the interests of the company, as to them shall be deemed expedient, and which shall be carried into effect by the president and board of managers.

Annual and special meetings of stockholders.

SECTION 5. That the president and managers shall procure certificates of stock, which, signed by the president and treasurer, and sealed with the corporate seal, shall be delivered to each stockholder, and which shall be transferable, at his pleasure, in the presence of the president, treasurer, or other person, appointed by the company, for that purpose, subject, however, to all payments due, and to become due thereon; and when such assignment shall have been made, and entered upon the books of the said company, the holder shall be a member of the said company; and in every election, or meeting, the stockholders of the said company shall be entitled to one vote, for each share of stock, by him, or her, held

Certificates of stock to be issued.

Transferable.

Votes.

SECTION 6. That if any subscriber for stock, or his assignee, shall refuse, or neglect, to pay any instalment, called for by the said company, at the place appointed, and the same shall remain unpaid, for thirty days after the time appointed, he shall, in addition to the instalment called for, pay, at the rate of five per cent. per month, for delay; and if the same shall remain unpaid so long, as that this penalty shall amount to the sum actually paid in, by the said stockholder, it shall be in the power of said company to forfeit the said stock, and the amount paid thereon, to be disposed of by said company, as will best promote their objects and interest.

Stock may be forfeited, for non-payment of instalments.

SECTION 7. That the said company shall have power to provide, erect and maintain all works and machinery, or engines, necessary, or proper, for making, raising and introducing, for the purpose of supplying the inhabitants, residing within the limits of the plot, or territory, here described, and parts adjacent thereto, a sufficient supply of gas and pure water; the boundaries of the plot, or territory, described as follows: on the east, by the western boundary line of the borough of Williamsport, as established, prior to the year one thousand eight hundred and fifty-three; on the north, by a line, formed by extending the northern boundary line of said borough west to Lycoming creek, and on the west, by Lycoming creek, in a southerly direction, the junction of the said creek with the West Branch of the Susquehanna river; thence east, along the bank of said river, to the western boundary line of the borough of Williamsport, aforesaid, with privilege of introducing the gas and water, to supply the inhabitants of the village of Newberry, Jaysburg and vicinity; and the company are hereby author-

Powers.

Boundaries of territory, within which they may introduce gas and water.

Authorized to enter upon and hold lands, tenements, &c.



ized and empowered to enter upon, take and hold, for the purposes of this act, to them and their successors and assigns, in fee simple, or for any less estate, so much of the waters of any stream, within three miles of the mouth of the Lycoming creek, or any lands, tenements, or hereditaments, to which the water of said stream may be appurtenant, or any real, or personal, estate, or property, which shall be necessary to them, in the prosecution of their works: *Provided*, The same shall not exceed twenty-five acres, making compensation for the same, as hereinafter provided: *Provided further*, That the said company shall not extend their pipes into those parts of streets, in said borough, in which the Williamsport Gas, or Water, Company have laid their pipes, previously to the passage of this bill: *Provided also*, That the company shall not take water from the stream occupied, or taken, by the Williamsport Water Company, or Lycoming creek, and tributaries; and the said company may provide, erect and maintain all proper buildings, cisterns and reservoirs, for the reception of the gas and water, to be introduced; and for this purpose, they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, carts, wagons and horses, to enter into such lands and enclosures, streets, lanes and alleys, roads and highways, as may be necessary to occupy, so as to obtain materials, for the construction of the said works, and to occupy, ditch and lay pipes through the same, and the same, from time to time, repair, as necessity shall require; and if any injury be done to private property, the said company shall make compensation therefor, in the manner hereafter provided.

Limitation.

Prohibition.

May provide buildings, cisterns, reservoirs, and enter upon streets, alleys, roads, &c.

Damages to private property, how to be assessed, &c.

Rates of prices, relative to.

Collection of.

SECTION 8. That if, in the location of the said works, an injury shall be done to private property, and the parties cannot agree upon the amount of compensation to be made to the owner, they may refer the subject to men, mutually chosen by them, or either party may apply to the court of common pleas, for the appointment of three judicious men, to view the premises, and make report to the court, whose award shall be subject to the right of appeal, by either party, and when appealed from, to be tried, as other cases are tried, in which, damages are claimed by the plaintiff; or if no appeal be entered, by either party, within twenty days from the date of the award, it shall have the effect of a judgment, and be collected in like manner.

SECTION 9. That when the said company shall have introduced gas and water into the said territory, hereinbefore described, to supply the inhabitants thereof, and shall have constructed the necessary buildings, reservoirs, fixtures, hydrants, pipes and fire plugs, wherever they shall deem the same necessary and proper, they shall then fix and determine, equitably, uniform rates of prices, to be paid by the citizens, for the use of the said gas and water; and if the said rates be not paid, according to the terms of the contract, between the citizens, who shall use the same, and company, the same may be collected by the said company, as county rates and levies are now collected, or by action, as debts of like amount are recoverable, at their option.

SECTION 10. That if any person, or persons, shall put, or cause to be put, or in any way introduce, into the dam, or re-



servoir, from which the water of said company is supplied, any noxious, or offensive matter, or shall go in to swim, or bathe, in the same, or shall cut, deface, or injure, any part of the buildings, machinery, or works, of the said company, every such person shall pay a sum, not less than five, nor more than one hundred, dollars, at the discretion of a magistrate; to be recovered, as debts of like amount are recoverable, one-half for the use of the person, who shall sue for the same, and the other half, for the use of the company; and if the person, against whom a judgment shall be rendered, shall not pay the same, and no goods, or chattels, of his, can be found, upon which, levy may be made, to satisfy the same, then, any person, so offending, shall be committed, to the jail of the county of Lycoming, for any period, not less than five, nor more than sixty, days.

SECTION 11. That it shall not be obligatory, upon the said company, to carry into effect all the objects contemplated by this act; and if, upon opening the said books, for the subscription of stock, there shall not be a sufficient sum subscribed, to effectuate the object of introducing both gas and water, into the said territory, as hereinbefore described, then it shall be in the power of the said company, when organized, to confine their means to the attainment of either the introduction of gas, or water, or both, as the exigencies of the case, in their judgment, shall require: *Provided*, That the introduction of either gas, or water, first, shall not debar the company of the right to introduce the other, subsequently, at such times, as may suit their convenience.

SECTION 12. That the said company, if necessity require, shall have power, at any time, to borrow any sum of money, not exceeding fifty thousand dollars, to be applied to the prosecution, or improvement, of the said work, or works, and to pledge their goods, and chattels, property, franchises and effects, by mortgage, or otherwise, for the security and re-payment of the same.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

Penalty for introducing any noxious matter into the water, or injuring buildings, machinery, &c.

If the subscriptions are insufficient, the company may confine their means to the introduction of either gas, or water.

Proviso.

May borrow money and secure payment thereof, by mortgage.

No. 764.

## An Act

To legalize the bonds, issued by the board of election officers of Ayr township, in the county of Fulton, for the payment of bounties to volunteers and drafted men, under the calls of the President of the United States, prior to the nineteenth of December, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of election officers of Ayr township, in the county of Fulton, be and they are hereby authorized and directed to levy, assess and collect a sufficient sum, to pay to each volunteer, who was credited to said township, under the calls of the President of the United States, prior to the nineteenth of December, one thousand eight hundred and sixty-four, and to each man drafted from said township, under said calls, the sum of three hundred dollars; and all bonds, or obligations, given to secure the payment of said sums, are hereby made valid and binding on said township.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 765.

## A Supplement

To an act to incorporate the Aladdin Oil Company, approved the first day of May, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the said Aladdin Oil Company shall have the right and power to purchase and receive mineral oils and crude petro-

leum, or rock oil, and to manufacture, prepare for market, and sell, lubricating and illuminating oils, and all other products of the said mineral oils and crude petroleum, or rock oil, and to convey the same to market. Additional privileges conferred.

SECTION 2. That the capital stock of the said company shall be increased to three hundred thousand dollars, divided into three thousand shares, of one hundred dollars; and said company shall pay, into the state treasury, a bonus of one-half of one per cent., in four equal, annual, payments. Increase of capital stock authorized. Bonus.

SECTION 3. That so much of the original act of May first, Anno Domini one thousand eight hundred and sixty-one, to which this is a supplement, that releases the Aladdin Oil Company from taxation, be and the same is hereby repealed; and that the auditor general is hereby authorized to open and settle an account, charging the usual one-half of one per cent. bonus on the capital stock, and, also, the usual tax on dividends, and allowing a credit for all money paid by, or on account of, said company. Repeal of provision releasing from taxation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 766.

## An Act

Increasing the pay and fees of the several officers, in Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That from and after the passage of this act, the several officers in Venango county, hereinafter mentioned, may and are hereby authorized to charge, receive and collect the increase on their present legal per diem and fees, indicated and specified in this act, as follows: the county commissioners and auditors, twenty-five per centum; the sheriff, for boarding prisoners and notifying jurors, fifty per centum; the prothonotary, and the several clerkships attached thereto, by law, fifty per centum; justices of the peace, constables, assessors, township collectors and jurors, twenty-five per centum; recorder, twenty-five per centum: *Provided*, That the increase, hereby author-

ized, shall cease and determine, and be illegal, on and after the first day of January, Anno Domini one thousand eight hundred and sixty-seven.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 767.

## An Act

Authorizing the appointment of additional notaries public, for the counties of Indiana, Fayette, Dauphin, Butler, Susquehanna, Cambria, Allegheny, and the city of Philadelphia

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and is hereby authorized to appoint one additional notary public, for the county of Indiana; and also, one, for each of the counties of Cambria, Butler and Susquehanna; and one, for the city of Pittsburg; and one, in the Sixteenth ward of the city of Philadelphia; and one, in the borough of Uniontown, in the county of Fayette; and one, to reside in the city of Harrisburg, in the county of Dauphin.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 768.

## An Act

To establish a ferry over the West Branch of the Susquehanna river, at Williamsport, Lycoming county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John B. Beck, John Piatt and Oliver Watson, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings, on each side of the West Branch of the Susquehanna river, at any point on said river, within the limits of the said borough of Williamsport, and on the opposite side of the river, in Armstrong township, and to use the said river, between the said landings, as a public ferry; also, the right and privilege of erecting posts on any land, or lands, contiguous thereto, and to extend therefrom, and across the said West Branch of the Susquehanna river, a chain, wire, or rope, in order to facilitate the crossing of said stream; and also, the right and privilege of making all necessary roads, to connect their landings with the public roads, or streets: *Provided,* That the said John B. Beck, John Piatt and Oliver Watson, their heirs and assigns, shall pay, to the owner, or owners, of the land, or lands, on which the said landings, or improvements, hereby authorized, shall be made, all damages, which shall accrue to the said owner, or owners, in consequence thereof, to be assessed, in the same manner as damages, for the opening of private roads, are now, by law, assessed; but the said John B. Beck, John Piatt, Oliver Watson, their heirs and assigns, shall have the right to make said improvements immediately: *Provided,* That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said river.

Ferry authorized.

Location.

Damages, how to be assessed, &amp;c.

Navigation not to be obstructed

**SECTION 2.** That the said John B. Beck, John Piatt, Oliver Watson, their heirs and assigns, shall keep the said landings, ferry and roads, in good order and repair, fit for the transportation and passage of travelers, teams and carriages, of all descriptions, and keep good and sufficient boats, and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend, for the purpose of carrying passengers, teams, carriages, and so forth, across said river, with reasonable diligence and care.

Ferry to be kept in good order, &amp;c.

**SECTION 3.** That the rates of toll, charged on said ferry, shall not exceed, for every foot passenger, ten cents; for every sulkey, chair, or chaise, with one horse and two wheels, twenty cents, with two horses, thirty cents; for every buggy, coach, wagon, or other vehicle, with four wheels, and one horse, twenty-five cents, with two horses, forty cents, with four horses, sixty cents; for every sleigh, or sled, twelve cents, for each horse drawing the same.

Rates of toll.

Penalty for injuries to boats, wires, &c.

SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall, each of them, forfeit and pay, to the said John B. Beck, John Piatt and Oliver Watson, their heirs and assigns, the sum of thirty dollars, in addition to all damages sustained by the owner, or owners, of said ferry; to be recovered as debts, of like amount, are, by law, recoverable, but without stay of execution, or relief, from any law of this commonwealth, exempting property from levy and sale for debts.

Prohibition.

SECTION 5. That all persons, except the said John B. Beck, John Piatt and Oliver Watson, their agents and assigns, are hereby prohibited from using the said West Branch of the Susquehanna river, for the purpose of a ferry, within the distance of two miles of said established ferry; and any person, or persons, violating the provisions of this section of this act, shall forfeit and pay, to the said John B. Beck, John Piatt and Oliver Watson, their heirs and assigns, the sum of fifty cents for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the above mentioned bounds; to be recovered as the penalties, in the fourth section of this act, are recovered.

Repeal.

Proviso.

SECTION 6. All laws establishing ferries at, or near, Williamsport, inconsistent with the provisions of this act, be and the same are hereby repealed: *Provided*, That their privilege shall cease, as soon as a bridge is erected, in place of the one carried away, by the late freshet, at Williamsport.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 769.

## An Act

To annul the marriage contract, between William Roberts and Emily Roberts.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That the marriage contract, entered into, between William Roberts and Emily Roberts, his wife, in the county of Philadelphia, and state of Pennsylvania, be and the same is hereby annulled and made void, and the said parties released, set free and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely, as if said contract had never been made.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 770.

## An Act

To vacate so much of Amber street, Tulip street, and Lemon street, now Memphis street, in the Twenty-fifth ward of the city of Philadelphia, as lies between the north side of Lehigh avenue and the south side of the Philadelphia and Reading railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That so much of Amber street, Tulip street, and Lemon, now Memphis, street, as lies between the north side of Lehigh avenue and the south side of the Philadelphia and Reading railroad, in the Twenty-fifth ward of the city of Philadelphia, be and the same are hereby vacated.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

No. 771.

**An Act**

To incorporate the Pennsylvania Tubing Transportation Company.

Corporators.	<p><i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i></p> <p>That James Brackett, Thomas C. Bates, Abraham Karnes, Jarvis Lord, Joseph Casey, S. M. Spencer, John Miller, William Colder, P. A. B. Widener, and their successors and associates, be and they hereby are incorporated into a company, to be called the Pennsylvania Tubing Transportation Company, and by the same name, shall have perpetual succession, and be capable of suing and being sued, and shall be constituted and organized, according to the provisions of the act, approved nineteenth of February, one thousand eight hundred and forty-nine, concerning railroads; the capital stock of said company shall be three hundred thousand dollars, divided into shares, of fifty dollars each.</p>
Name.	<p><i>SECTION 2.</i> That it shall and may be lawful for said company to lay down, connect and construct, iron, or other pipes, or tubing, of not less than four, nor more than twelve, inches in diameter, for the conveyance of oil, or petroleum, in and along Oil creek, commencing at, or near, the mouth of said creek, in the county of Venango, and extending up and along said creek, not exceeding ten miles from the mouth of said creek; the damages, if any, accruing to the owners of lands, in, upon, or over, which said pipes, or tubing, shall be laid, as aforesaid, shall be assessed, according to the provisions of the twelfth section of the said act of nineteenth of February, one thousand eight hundred and forty-nine, whenever the said company and the owners fail to agree upon the same.</p>
Subject to.	<p><i>SECTION 3.</i> That the said company shall have power and authority to issue bonds, on the credit of said company, not exceeding one hundred thousand dollars, at a rate of interest, not exceeding seven per cent. per annum, and in sums not less than one hundred dollars each; and shall have power and authority to give a mortgage, on the property and franchises of said company, to secure the principal and interest of said bonds.</p>
Capital stock.	
Powers and privileges.	
Damages, relative to.	
Authorized to issue bonds secured by mortgage.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.



No. 772

**An Act**

For the better and more impartial selection of persons to serve as jurors, in the several courts of Somerset, Bedford, Fulton, Westmoreland, Perry, Juniata counties.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That at the general election, to be held on the second Tuesday of October, Anno Domini one thousand eight hundred and sixty-five, and triennially, thereafter, at such election, the qualified electors of the counties of Somerset, Bedford, Fulton, Perry, Juniata and Westmoreland, of this commonwealth, shall elect, in the manner now provided by law, for the election of other county officers, two sober, intelligent and judicious persons, to serve as jury commissioners, in each of said counties, for the period of three years, ensuing their election; but the same person, or persons, shall not be eligible for re-election, more than once in any period of three years: *Provided*, That each of said qualified electors shall vote for one person, only, as jury commissioner; and the two persons having the greatest number of votes, for jury commissioner, shall be duly elected jury commissioners for such county.

Two jury commissioners to be elected, triennially.

**SECTION 2.** It shall be the duty of said jury commissioners to meet, at the seat of justice, of the respective counties, at least thirty days before the first term of the court of common pleas, in every year, and thereupon proceed, with due diligence, to select, alternately, from the whole male taxable citizens, of the respective county, at large, a sufficient number of sober, intelligent and judicious persons, to serve as jurors, in the several courts of such county, during that year; and as soon as the said selection shall be completed, the said jury commissioners shall, in the mode and manner directed by law, place the names of the persons, so selected, in the proper jury wheel.

Each elector to vote for but one commissioner.

Their duties.

**SECTION 3.** The said jury commissioners, and the sheriff of the respective county, or any two of three, shall draw, from the proper jury wheel, panels of jurors, for the trial of issues in fact, which may be taken, in any action, in any of the courts of the several counties aforesaid, in the manner now practiced and allowed; but before the said jury commissioners and sheriff shall proceed to select, or draw, jurors, in the manner aforesaid, they shall, severally, take the oath, or affirmation, now prescribed, by law, to be taken, by the sheriff and county commissioners, before selecting and drawing jurors.

Panels of jurors to be drawn from the wheel, by the commissioners and sheriff.

Oath to be taken.

**SECTION 4.** That so much of any act, or acts, of assembly of this commonwealth, as makes it the duty of the sheriff and county commissioners, of any of said counties, to select and

Repeal of certain provisions.

Provisions of acts relative to the custody of the wheel, selecting of jurors, &c., extended to.

Compensation of commissioners, how to be paid.

Penalty for neglect of duty.

Vacancies, how to be filled.

draw jurors, shall be repealed, and cease to have any force, or effect, from and after the second Tuesday of October next, Anno Domini one thousand eight hundred and sixty-five: *Provided*, That all acts and parts of acts of assembly, now in force, in relation to the custody, sealing, unsealing, locking and opening of the jury wheel of the respective county, and all acts and parts of acts of assembly, now in force, imposing any penalty, or punishment, on the sheriff and county commissioners, or either of them, for anything done, or omitted, by them, or either of them, in relation to the keeping, locking, opening, sealing, or breaking, the seal of any jury wheel, or in relation to the selecting, or drawing, of jurors, shall be taken, deemed and held to apply to the said jury commissioners and sheriff.

SECTION 5. Each of said jury commissioners shall be allowed and paid, out of the respective county treasury, the same compensation, per day, as is paid by the respective counties, named in this bill, to the county commissioners.

SECTION 6. It shall be the duty of each of said jury commissioners to take upon himself, and discharge the duties of his said office, under a penalty of one hundred dollars, for each and every neglect, or refusal, to attend the same; to be sued for and recovered, before any justice of the peace, of the proper county, as debts of like amount are now, by law, recoverable, ten dollars of which shall go to the person suing, and the residue to be paid, by the said justice, to the treasurer of the respective county, for the use of the same.

SECTION 7. In case of the inability of either, or both, of the said jury commissioners, by sickness, death, or other unavoidable causes, to discharge the duties of said office, it shall be the duty of the president judge, in such county, wherein said vacancy may have occurred, to appoint a suitable person, or persons, as the case may be, possessing the qualifications aforesaid, to perform the duties of said office, during such vacancy; and such person, or persons, after having complied with the requirements of the third section of this act, shall proceed to discharge the duties of said office, the same as if elected by the people.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

No. 773.

## An Act

Relating to the will of James Crawford, deceased, late of Allegheny county.

WHEREAS, James Crawford, late of the city of Pittsburg, in the county of Allegheny, made his last will and testament, dated August eighteenth, one thousand eight hundred and sixty-three, and registered and recorded, in the office of the register of wills, in said county, in Will Book, volume ten, page five hundred and eighty-four, in which will he has declared, as follows, viz: If, after paying the bequests, any remainder is left, then I allow my executor to buy coal, and supply the poor of the First ward, as far as it will go; and thereupon, appointing, as his executor, John Holmes, of the city of Pittsburg:

*And whereas*, It appears that a large residue will be left, after paying all bequests and legacies, mentioned in said will; which residue, and the interest thereof, the said John Holmes is desirous to expend, in accordance with the directions and intentions of the testator, and in the manner best calculated to do the good intended; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of carrying out the intentions of James Crawford, the said testator, in the manner calculated to do the most good, the said John Holmes is hereby authorized to pay over, to the Western Pennsylvania Hospital, or to the proper officers and managers thereof, the interest and principal of said residue, or so much thereof, and at such times, as he shall see proper, to be expended, as directed and intended by said testator, in his said will; and the receipts of said Western Pennsylvania Hospital, or the proper officers, or managers, thereof, who are hereby authorized to receive said sums of money, for said purpose, shall be sufficient vouchers for said John Holmes, or any administrator, who may be, hereafter, appointed in his place, in the settlement of the accounts of said estate, that said sums have been appropriately and properly paid out.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 774.

## An Act

Authorizing the Union Canal Company of Pennsylvania to sell certain real and personal estate.

### Preamble.

WHEREAS, The Union Canal Company of Pennsylvania, by two several mortgages, one bearing date the twenty-third day of August, one thousand eight hundred and fifty-three, conveyed their real and personal property to M. Brooke Buckley, James W. Paul and Charles H. Rogers, as trustees, to secure certain bonds, issued by said company, with interest, which bonds are still unpaid; and by a further mortgage, bearing date the twentieth day of October, one thousand eight hundred and fifty-seven, did convey, to the said James W. Paul and Charles H. Rogers, who survived M. Brooke Buckley, such real and personal property as have been acquired by the said company, since the date of the said first stated mortgage, upon the same trusts, and for the same purposes; and it was stipulated therein, that it should be lawful for the said company to sell and convey, from time to time, such portions of their lands, tenements and hereditaments, as are not absolutely necessary for the perfect use and enjoyment of their canal and works; and the purchaser and purchasers thereof, their heirs and assigns, shall have, hold and enjoy the same, freed and discharged from all trust, lien, mortgage and limitation, in as full and ample a manner, as if this indenture had never been executed; and in case of any such sale, release, or conveyance, as aforesaid, the proceeds thereof shall be paid to the said M. Brooke Buckley, James W. Paul and Charles H. Rogers, and their successors, in the trust, and shall form and constitute a part of the sinking fund, in the said mortgage mentioned; which payments were intended to provide a sinking fund, for the redemption of the certificates of loan, secured by said mortgage; and by another mortgage, bearing date, the twenty-eighth day of October, one thousand eight hundred and fifty-seven, the said company conveyed all their property, by way of mortgage and interest, to J. Rodman Paul, R. Rundle Smith and Oscar Thompson, subject to the above recited mortgages; which last mentioned mortgage and trust, has, by the act of assembly, approved April tenth, one thousand eight hundred and sixty-two, entitled "A further supplement to the several acts, heretofore passed, relating to the Union Canal Company of Pennsylvania," and by the act of assembly, approved April twenty-second, one thousand eight hundred and sixty-three, entitled "A further supplement to the several acts, heretofore passed, relating to the Union Canal Company of Pennsylvania," been vested in the said Union Canal Company, upon the trusts, in the said acts of assembly mentioned:



*And whereas*, It has been represented that there are divers pieces of property, real, or personal, not required for the use of the canal, or for the purposes of the franchises thereof, which, if sold, under the power contained in the first above recited mortgage, the proceeds might be applied, more advantageously for the bondholders, in the permanent improvement and repairs of the mortgaged property, than by the investment, as a sinking fund; but that, by reason of the uncertainty and number of the holders of the bonds, or persons interested in the said trust, it is impossible to obtain their actual consent thereto; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the said Union Canal Company may, upon obtaining the consent of the bondholders, and all persons secured by the said mortgages, and legally interested in the covenant, in relation to the said sinking fund, in the manner hereinafter provided, may sell all such real and personal property, which has been granted and conveyed, by either of the above recited mortgages, and all property, hereafter acquired by the company, in the administration of the trust, and which, in the judgment of the managers of the said company, is not required for the uses of the said company, for such prices, and upon such terms, as they shall see fit, and convey the same to the purchasers thereof, discharge of the lien of said mortgages, and of all other estate, arising since the date of the said mortgages, and which were subject to the same, or any of them, but so that the proceeds thereof shall be applied and expended in the repairing of, and making such alterations in, the mortgaged premises retained, and remaining charged with the said mortgages, as, in the judgment of the managers, will render the same permanently more valuable, or tend to the more economical working of the same; and all such repairs, or alterations, and rights of way, easements, or other property, purchased, or acquired, with the said proceeds, shall be conveyed to, and held in trust by, the trustees, for the time being, under the said several mortgages, in the same manner, and with like effect, to all intents and purposes, and shall, from the time of making, or purchasing, the same, be deemed and taken to have vested in the said several trustees, by virtue of, and under, the said several mortgages, for the uses, and subject to the powers, therein contained, in respect of the said canal, its franchises and property, as part of the premises, or property, thereby respectively conveyed.

The sale of certain real and personal property authorized.

How proceeds to be applied.

**SECTION 2.** For the purpose of obtaining the opinion of the bondholders, or parties, interested, under the said mortgages, to the application of the proceeds of the sales, to be made, as aforesaid, it shall be the duty of the managers of said company, by public notice, to be published in two daily newspapers of the city of Philadelphia, for thirty days, to require all bondholders, on, or before, a day, to be therein designated, to notify the company, in writing, at their office, of the dissent, on the part of such bondholder, to the proposed application of the

Managers to publish notice requiring bondholders to notify company of their dissent to the proposed application of said moneys.

The share of proceeds of bondholders dissenting, to be paid over and vested, as stipulated in mortgages

Those not dissenting, to be deemed as having assented.

The payment and investment may be required, after the time appointed.

said moneys; and in case, any of the said bondholders shall so notify their dissent, the share, or proportion, of such proceeds, as the holders of such bonds would have been entitled to, or interested in, under the provisions of said mortgages, shall, when received, be paid over and invested for the holder of said bonds, for the time being, as stipulated in said mortgages; and all bondholders, who do not thus dissent from the proposed application, shall be deemed and taken to have assented thereto; but any bondholder, at any time, after the day so to be appointed, may, in like manner, dissent, and require the payment and investment of his share of the proceeds, which may arise on sales, thereafter to be made, which shall not be required to pay for improvements, which shall, at the time of such dissent, have been undertaken, or contracted for.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 775.

## An Act

To authorize supervisors, road commissioners, and other persons, having supervision of public highways and streets, in the county of Tioga, to turn streams of water into their original channels.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors, road commissioners, or other persons, having supervision of public highways, in the several townships and boroughs of the county of Tioga, are hereby authorized and empowered to enter upon the lands of any person, or persons, in the said county, and return any stream, or streams, of water, into their original, or usual, channel, whenever the same may be necessary to protect any public highway, road, or street, and to do all things necessary to secure the same, within its original, or usual, channel, and charge the ex-

penses thereof, in manner now provided by law, for labor on public highways, or streets.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 776.

## An Act

Authorizing the governor to appoint an additional justice of the peace and constable, for the township of Cornplanter, in the county of Venango, to be located at Rouseville, in said county.

WHEREAS, The business properly belonging to a justice's court has, within a few years, greatly increased in and near Rouseville, in the county of Venango, so as to render it almost impossible to have a cause brought to a hearing :

*And whereas*, The suppression of crime, and the enforcement of morality, as well as the public wants, greatly require the location of said officers at Rouseville, in said township of Cornplanter, Venango county ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint an additional justice of the peace and constable, for the township of Cornplanter, in the county of Venango ; which said officers shall be located at Rouseville, in said township, and to hold their office, until the next general election of constables, in said township, when they shall be elected by the qualified electors, in said township.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 777.

**A Supplement**

To an act to promote the more certain and equal assessment of taxes, in Philadelphia, approved the fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of common pleas of the county of Philadelphia shall, immediately after the passage of this act, appoint the two persons, who, with the senior city commissioner, as provided for, in the act, to which this is a supplement, shall be the board of revision of taxes; and the said two persons, so to be immediately appointed, shall remain in office, until the period of time, fixed in the said act, to which this is a supplement, for the appointment of such officers, when the time of the officers, hereby authorized to be appointed, shall expire, and their successors shall be appointed, as is provided in the act, to which this is a supplement, and the duties of said officers, together with the senior city commissioner, shall be such as are prescribed by law, for the board of revision, for all matters to be done for other years, than that of the year of the tri-ennial assessment.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 778.

**An Act**

To authorize the trustees of the First Presbyterian church, of the borough of West Chester, to sell and convey certain real estate, heretofore used as a burial ground.

Preamble.

WHEREAS, The First Presbyterian church, of the borough of West Chester, in the county of Chester, and state of Penn-



sylvania, is the owner of a certain lot, or piece of ground, hereinafter described, situate in said borough, which has been, heretofore, used as a burial ground :

*And whereas,* It is deemed inexpedient longer to use the said lot, for the purposes of sepulture, and it is desirable that the same should be sold ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the trustees of the First Presbyterian church, of the borough of West Chester, be and they are hereby authorized and empowered, at any time, or times, hereafter, to grant, bargain and sell all, or any part of all that certain lot, or piece of land, situate in the borough of West Chester, in the county of Chester, heretofore used, by the said First Presbyterian church, as a burial ground, bounded northwardly by Barnard street, eastwardly by a lot now, or lately, belonging to the Baptist church, of said borough, southwardly by Union street, and westwardly by a lot lately belonging to the Methodist Episcopal church, of said borough, either at public, or private, sale, in fee simple, or for any other estate, for such consideration as they may deem proper, and to convey and assure the premises, so sold, with the appurtenances, to the purchaser, or purchasers, thereof, in fee simple, or otherwise, as the case may be, and so that the purchaser, or purchasers, shall take and hold the said premises, so conveyed to him, or them, without any limitation, or liability, whatever, on his, or their, part, to see to the application of the purchase money, or otherwise, and free from any trust, or trusts, whatsoever ; and such conveyance, or conveyances, shall vest a perfect and indefeasible title to the premises, so sold and conveyed, in the purchaser, or purchasers, thereof.

Authorized to  
sell certain real  
estate.

SECTION 2. That the said trustees are authorized to appropriate the purchase money of said lot of land, to such purposes as, in their judgment, will best subserve the interests of said church.

Appropriation  
of purchase  
money.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 779.

*An Act*

To repeal the sixth section of an act of sixteenth of June, one thousand eight hundred and thirty-six, requiring all indictments, and civil actions, in which the city of Pittsburg is interested, to be tried in the district court of Allegheny county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sixth section of the act of assembly, approved the sixteenth of June, one thousand eight hundred and thirty-six, which requires that all indictments, and civil actions, in the city of Pittsburg, or county of Allegheny, in which the city of Pittsburg may be interested, directly, or indirectly, shall be tried in the district court of said county, be and the same is hereby repealed: *Provided however,* That all the cases now pending, in the district court, may be tried and finally disposed of, in said court.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

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 Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 780.

*An Act*

To enable the executors and trustees of Henry J. Biddle, deceased, and others, to convey certain interests in coal lands, in Mahanoy township, Schuylkill county.

WHEREAS, Under the terms of a certain deed of trust, made the twenty-third day of June, one thousand eight hundred and fifty-eight, between Charles H. Hutchinson, of the first part, Christine Biddle, and others, of the second part, and James Dundas, George M. Troutman, Thomas A. Biddle and

Alexander Biddle, trustees, of the third part, recorded in Schuylkill county, in Deed Book number fifty-eight, page one, et cetera, certain tracts of coal land, situate in Mahanoy township, in said Schuylkill county, Pennsylvania, were conveyed, in trust, for certain purposes; and the shares and proportions of, and in, said tracts, were thereby fixed and declared to be six forty-fourth parts thereof, in the said Christine Biddle; four forty-fourth parts thereof, in Henry J. Biddle, another of the parties to said deed, and in other shares and proportions, in the other parties thereto:

*And whereas,* The said Christine Biddle, by two conveyances, made the sixteenth day of November, one thousand eight hundred and fifty-eight, recorded in Schuylkill county, in Deed Book number sixty, page one hundred and eighteen, one hundred and nineteen, one hundred and twenty, and one hundred and twenty-one, et cetera, granted and conveyed her said six forty-fourth parts, in said tracts, to Clement Biddle and others, trustees, and to Clement Biddle and others; and the said Clement Biddle and others, by declaration of trust, of even date, declared certain trusts of, and in regard to, the same; and the said Henry J. Biddle afterwards died seized, and owner of, as well his said four forty-fourth parts of said tracts, as of an undivided fifth part of, and in, two of the six forty-fourth parts, which were of the said Christine Biddle, having first made his will, duly proved and registered, at Philadelphia:

*And whereas,* The trusts of the said deed, of twenty-third June, one thousand eight hundred and fifty-eight, in regard to the said tracts of land, will expire before many years, and it is believed to be beneficial, for all interests therein, to convert, and all the owners of said shares and tracts are desirous of converting, their respective interests therein, into the capital stock of a corporation, about to be established by authority of law:

*And whereas,* The interests of the widow and children of the said Henry J. Biddle, under his will, and of the *cestuis que trust*, and parties interested, under the deed of trust, to Clement Biddle and others, before mentioned, would be greatly injured by a sale of their proportions of, and in, said tracts; and the executors and trustees, under the will of the said Henry J. Biddle, and Clement Biddle and others, trustees, before mentioned, have no authority, in law, to convey the said shares, to the said corporation, about to be established, and to receive, as the other owners are about to do, payment in the stock of the said corporation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Mary D. Biddle, William M. Baird and Alexander Biddle, executors and trustees, under the will of Henry J. Biddle, deceased, and Clement Biddle, Thomas A. Biddle and Alexander Biddle, surviving trustees, named in the deeds of trust, dated the sixteenth day of November, one thousand eight hundred and fifty-eight, recorded in Schuylkill county, in Deed

Book number sixty, pages one hundred and eighteen and one hundred and twenty-one, et cetera, be and they are hereby, respectively, authorized to sell and convey, by good and sufficient deeds, in fee simple, or otherwise, freed from all trusts, and without any liability, on the part of the purchasers, (to the company hereafter to be incorporated, by authority of law, all the undivided estate, shares, parts, proportions and interests of, and in, the said tracts of land, in Mahanoy township, Schuylkill county, aforesaid, whether it be, or be held to be, personal, or real,) which the said Henry J. Biddle held, in his lifetime, or now held by, or vested in, his executors and trustees, aforesaid, or in the devisees, or legatees, under his will, and held by, and vested in, the said Clement Biddle, Thomas A. Biddle and Alexander Biddle, surviving trustees; as aforesaid, or in the parties, for whom they are trustees, or which they now hold, respectively, and to unite in and give consent to any act, whether under the said deed of trust, of the twenty-third of June, one thousand eight hundred and fifty-eight, or otherwise, howsoever necessary, for the vesting of the said estate, shares and interest, in the said corporation; and to receive, in payment of their said respective shares and proportions, the stock of said corporation, at the same rate, and upon the same terms, as the other owners of shares and interests, so conveying the same to the said corporation; and to sell said stock, or any part thereof, and convert the proceeds thereof into cash, or other securities, at their discretion: *Provided*, That the same shall be held, by them, in the same manner, and for the same purposes and trusts, as the shares and estates of the said trustees, respectively, or the interests of their *cestuis que trust*, in the same, or in the said lands, are now held: *And provided further*, That the said corporation shall be created and established, within five years from the passage of this act

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 781.

## A Further Supplement

To the act to incorporate the city of Philadelphia, authorizing the construction of sewers, or drains.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Philadelphia shall have power to construct sewers, or drains, in the streets of said city, and to charge the sum of seventy-five cents for lineal foot, against each front; the same to be recovered as liens, for the laying of water pipe, are now recovered, in said city, and with the same allowance for corner lots; and from the passage of this act, it shall be lawful for any tenant of any property, wherever the owner, or owners, of property, so assessed, for the construction of any sewer, or drain, as aforesaid, neglect, or refuse, to pay the said assessment, the tenant of such property owner may pay the assessment, against such property, to the contractor, and hand the receipt thereof to the property owner, as so much cash, paid for rent, as tenants are now required to pay taxes, for delinquent property owners.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 782.

## An Act

To provide an additional law judge of the several courts, in the Fourth judicial district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

The election of an additional law judge authorized.

Time and manner of electing.

Qualifications.

Term of office.

To have the same jurisdiction, and receive the same salary, as president judge.

His powers and duties.

May hold special courts, in other districts.

Governor to appoint some person to act as such additional judge, until election.

That the qualified electors of the several counties, composing the Fourth judicial district, shall, at the next general election, in the manner prescribed by law, for the election of the president judge, elect one person, learned in the law, to serve as an additional judge of the several courts, in said district; the said additional judge shall possess the same qualifications, which are required, by the constitution and laws, for president judge, and shall be commissioned by the governor, and shall hold his office by the same tenure, as other judges of courts of record, required to be learned in the law; the said additional judge shall have the same power, authority and jurisdiction, and be subject to the same duties, provisions and penalties, as the president judge, and shall receive the same compensation for his services, to be paid out of the state treasury, in quarterly payments, in same manner as the salaries of president judges are now, by law, paid.

SECTION 2. That the said additional judge shall have the same power, authority and jurisdiction, to hold the several courts, in the counties embraced in said district, that the president judge thereof now has, by law; and that it shall be the duty of said additional judge, in case of absence, illness, or death, of the president judge of said district, to hold, and preside at, all the courts, in the counties composing said district; the said additional judge shall have power to appoint, and hold, such adjourned terms, in addition to the regular terms of court, as the business may require, and to award *venires* for juries, at all the said regular and adjourned terms, if necessary; questions of law, which may arise before the president judge, or said additional judge, may, in the discretion of the judge, be reserved for the determination of all the judges, either in term time, or at such adjourned sessions, as they may appoint, and hold, for the purpose.

SECTION 3. That the said additional judge shall have the same power, authority and jurisdiction, to hold special courts, in other districts, that the president judge now has, by existing laws.

SECTION 4. That the governor appoint some suitable person, to act as such additional judge, until an election be held, and a judge elected and commissioned, as above provided; the judge, so appointed, to be invested with all the powers, authority and jurisdiction, subject to the same restrictions and penalties, and to receive the same salary, and in the same manner, as provided by the foregoing sections, for the additional judge of said Fourth judicial district.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 783.

## An Act

To incorporate the Pinegrove Coal Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That L. D. Rodgers, James Foster, William S. Karnes, J. H. Smith, A. J. Fonek, Rufus E. Hitchcock, J. A. Dewar, D. S. Smith, F. C. Ramsdell, John V. Painter, George D. Merrill, Samuel A. Cassell, John Kline, Richmond L. Jones, or any five of them, be and they are hereby appointed commissioners, to open books, receive subscriptions and organize a company, by the name and style of the Pinegrove Coal Railroad Company, with all the powers, and subject to all the restrictions, of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as it and they are altered, or supplied, by this act.

SECTION 2 That the capital stock of said company shall consist of four hundred shares, of fifty dollars each; and the said company shall have power, by a vote of a majority of the stockholders, at a meeting, called for that purpose, to increase said capital stock, to such an amount as may be necessary to complete said railroad.

SECTION 3. That said company shall have the right to build, construct and equip, a single, or double, track railroad, or tramway, from the Pinegrove coal fields, in the county of Venango, to a point on the west side of the Allegheny, opposite Cranberry township, in said county, most eligible for shipments: *Provided,* That should said company not use steam, as a motive power, on said road, it shall not be subject to the second proviso of the twentieth section of the general railroad law of this commonwealth, approved the nineteenth day of February, Anno Domini eighteen hundred and forty-nine.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 784.

## Supplement

To an act to incorporate the Elk County Improvement and Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Elk County Improvement and Mining Company be and is hereby authorized and empowered to construct lateral railroads, through any lands, now owned, or hereafter acquired, by said company, to intersect with any other railroad, running through said lands: *Provided,* That no such lateral road shall exceed ten miles in length.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 785.

## An Act

To amend the affidavit, in cases of appeals from the judgments of aldermen, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases of appeals, by defendants, from the judgments of aldermen, in the city of Philadelphia, in lieu of the affidavit required by the first section of the act, passed May first, one thousand eight hundred and sixty-one, the defendant, or some person, acting in his behalf, having knowledge of the facts of the case, shall file, with the alderman, an affidavit, setting forth that the appeal taken is not for the purpose of delay; but that, if the proceedings appealed from are not removed, he, or the defendant, will be required to pay more money, or



receive less, than is justly due ; which affidavit shall be attached to the transcript, by the alderman, to be filed in the court, to which the appeal is taken.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 786.

## An Act

Authorizing the appointment of interpreters of foreign languages, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the governor of this commonwealth is hereby authorized to appoint and commission a competent person, to act as interpreter of the various foreign languages, in the city of Philadelphia, whose term of office shall be five years ; the duty of said interpreter shall be to make verbal, or written, translations of foreign invoices, manifests, bills of lading, or any other foreign documents whatsoever, in the city of Philadelphia ; which said verbal, or written, translations shall be made, or duly certified, signed and sealed, by the said interpreter, whose fees shall not exceed two dollars, for each certificate, and fifty cents, for each written page of translation ; and the court of common pleas, for the city and county of Philadelphia, are hereby authorized to appoint a competent person, to act as interpreter of foreign languages, for the said court, for the term of five years, and from time to time, thereafter, as often as a vacancy shall occur in said office, to fill the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 787.

*An Act*

To provide for the collection of taxes, in certain cases, in the county of Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever the commissioners of Huntingdon county shall be unable to procure any suitable person, to collect the taxes, in any of the boroughs, or townships, of the said county, it shall be their duty to issue a warrant, directed to the sheriff of the said county, commanding him to collect the taxes; and they shall, at the time of the delivery of such warrant, also place in his hands a duplicate, containing a list of all the taxes, required to be collected by him.

In case of inability to procure tax collectors, commissioners to issue warrant for collection, directed to the sheriff.

Duty of sheriff.

SECTION 2. And it shall be the duty of the said sheriff, within thirty days after receiving such warrant and duplicate, to give public notice, by written, or printed, handbills, to be posted in at least ten of the most public places, within such township, or borough, of the day and place, within such township, or borough, when and where he shall attend, to receive payment of such taxes.

Ten per cent. to be added to tax of delinquents.

SECTION 3. If any person, or persons, shall neglect, or refuse, to pay his, her, or their, taxes, after such notice, it shall be the duty of the said sheriff, to levy and collect the taxes of such delinquents, with ten per cent. additional, in the same manner as taxes are collected, under existing laws, by collectors.

Compensation of sheriff.

SECTION 4. The sheriff shall receive, for his services, rendered under this act, the sum of five per cent., upon all sums collected by him, except for proceedings against such persons as shall have made default; and in such cases, he shall, also, receive the sum of six cents per mile, for every mile which he shall actually and necessarily travel, out of the ten per cent. additional, which shall have been collected by him.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 788.

**An Act**

Relative to turnpike and plank roads, transferred to the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That until the city of Philadelphia shall grade and pave any turnpike, or plank road, or any part thereof, that has been, or may hereafter be, transferred to said city, under the provisions of the act, entitled "A supplement to the act consolidating the city of Philadelphia," approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-five, it shall be the duty of the councils of said city, to cause such road, or part thereof, so transferred, to be kept and maintained in as good repair, as the company, who transferred such road, or part thereof, was bound to keep and maintain the same, under their act of incorporation.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 789.

**An Act**

To legalize and make valid the acts of a justice of the peace, in the county of Luzerne.

WHEREAS, The legal voters of the borough of New Columbia, Luzerne county, on the eighteenth day of March, one thousand eight hundred and sixty-four, in pursuance of an act supplementary to the act of incorporation of said borough, which they were informed had been passed by both houses of the legislature, and had been approved by the governor, and

thorizing them to elect another justice of the peace, did elect D. L. Chapin, as a justice of the peace, who was duly commissioned by the governor; but it has since been found, that said act was not approved by the governor, until the twenty-fifth day of March, one week after said election, which might, possibly, create some doubts, as to the validity, or legality, of the acts of said justice; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the acts and proceedings of the said D. L. Chapin, as a justice of the peace, are hereby made legal and valid, the same as if said supplement had been approved of, by the governor, before his election.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM. J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 790.

## An Act

Relative to the fees of district attorneys, in the counties of Beaver and Clarion.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the fees, now allowed by law, the district attorneys, in and for the counties of Beaver and Clarion, shall receive :

Fees of district attorneys.

For drawing indictment and prosecuting every offence, indictable, only, in the oyer and terminer, fifteen dollars.

A bill for an offence, indictable, only, in the oyer and terminer, and returned *ignoramus*, seven dollars.

Drawing indictment and prosecuting every offence, indictable, only, in the quarter sessions, eight dollars.

A bill for an offence, indictable, only, in the quarter sessions, and returned *ignoramus*, five dollars.

Case settled, with leave of court, five dollars.

Every case of surety of the peace, five dollars.



SECTION 2. This act shall take effect, from the first day of March, Anno Domini one thousand eight hundred and sixty-five. When to take effect.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 791.

## A Further Supplement

To the act passed April twentieth, Anno Domini one thousand eight hundred and fifty-eight, entitled "An Act establishing a mode of selecting and drawing jurors, in and for the city of Philadelphia."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the period, for which a citizen, whose name has been duly drawn, and who has served as a jurymen for one full term, is exempted, by the eighth section of the act, approved April twentieth, Anno Domini one thousand eight hundred and fifty-eight, from again serving as a juror, shall be limited to one year, instead of three years.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 792.

**An Act**

To authorize the commissioners of Luzerne county to build a new county jail, and perform other acts.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners authorized to purchase lot of ground, and erect thereon building for county jail.

That the commissioners of the county of Luzerne are hereby authorized to purchase a lot of ground, in, or near, the borough of Wilkesbarre, not exceeding five acres, take title to the same, for the said county, and proceed to erect thereon a suitable building and yard, for a county jail, for said county, to be paid for, by them, out of the county treasury.

Old jail and lot to be sold.

*SECTION 2.* That the said commissioners are hereby authorized to sell, as soon as the new jail shall be ready for the reception of prisoners, the old jail and yard, now in use, in said county, and the lot of ground, on which the same stands, with the appurtenances, at public sale, to the best bidder, after having given at least three weeks' public notice, in two newspapers, in said county, and by putting up at least ten handbills, giving notice of the time and place of sale, in at least ten of the most public places, in the said county; and they are hereby authorized to sell the same, either in one parcel, or in as many parcels, they shall think best, for the interests of the county; and the deed, or deeds, of the said commissioners, attested by their clerk, and sealed with their seal of office, shall be good and sufficient, in law, to convey the said lands to the purchasers, in fee; and the said sale, by them made, may be either for cash down, or on such time and terms, as the commissioners may think best, not exceeding three years; the deferred payments, if any, to be secured to the county, by bond and mortgage, on the premises.

Notice to be given.

Terms and conditions of sale, relative to.

May borrow money and issue bonds therefor.

*SECTION 3.* That the said commissioners, for the purpose of carrying this act into effect, may borrow money, to an amount not exceeding twenty-five thousand dollars, and execute bonds therefor, in the name of the county, pledging the faith and taxes of the county, for the payment thereof, at any time, not exceeding five years, and at a rate of interest, not exceeding six per cent.; and the said commissioners are hereby empowered to do all and every act, necessary to carry the provisions of this act into full effect.

Commissioners to take charge of, and improve, the public square.

*SECTION 4.* That the said county commissioners are hereby authorized and empowered to take charge of the public square, in the borough of Wilkesbarre, the same on which the court house of said county now stands, build a fence around the same, lay the same with suitable walks, and set it out with trees, shrubbery; and the expenses therefor to be paid, by them, by orders, drawn on the county treasury.

SECTION 5. That the said county commissioners, their clerk and the janitor of the county court house, at all times, hereafter, shall have power and authority to act as policemen, in and about the county court house, and in and about the said public square, and may arrest any and every person, who shall be found; by them, committing any nuisance, or trespass, in and about the said court house, or in and upon the said square, on sight of the offence, and take the said person, or persons, before any justice of the peace of the county, or the burgess of the borough of Wilkesbarre, who, upon due proof of the said nuisance, or trespass, having been committed, by the person charged, shall have authority to punish the offender, by imposing a fine, not exceeding five dollars, and the amount of the damage done by such nuisance, or trespass, together with cost; and in default of the payment of such fine, damage and costs, by the person convicted, he, or she, shall be committed to the jail of said county, for a period, not exceeding twenty days, there to be kept, at hard labor, for the time of such commitment, unless the fine, damages and cost be sooner paid; and where the offender shall serve out his time, and not pay the costs, the same shall be paid by the commissioners, out of the county treasury; and the fine and damages, authorized to be imposed by this act, shall, when paid, be paid into the county treasury, for the use of the county.

Powers and authority of policemen conferred upon commissioners, their clerk, and the janitor.

Pecalty for committing nuisance, or trespassing, in the square.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 793.

*San Act*

For the relief of William Frishmuth, a commissioned colonel of the Twelfth Pennsylvania cavalry.

WHEREAS, William Frishmuth was, on the sixth day of November, Anno Domini one thousand eight hundred and sixty-one, duly commissioned, by Governor Curtin, colonel of the Twelfth Pennsylvania cavalry, which said commission expired on the twentieth day of April, Anno Domini one thousand eight hundred and sixty-two:

And whereas, The said William Frishmuth did raise and organize a regiment of cavalry, which was mustered in, and

numbered the Twelfth cavalry, and did, during the time, perform the duties of colonel; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the board of military claims be and they are hereby authorized and directed to adjust the claim of the said William Frishmuth, and allow him so much as, in their judgment, he may be entitled to, for the services actually rendered by him; and the auditor general shall draw his warrant for whatever sum shall be found due said William Frishmuth, which shall be paid out of any moneys in the treasury, not otherwise appropriated.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 794.

## An Act

To incorporate the National Railroad and Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That William K. Nimick, Benjamin F. Jones, William M. Lyon, John H. Shoenberger, Alexander Bradley, J. Hervey Jones and Springer Harbaugh, or any three of them, be and they are hereby appointed commissioners to receive subscriptions to, and organize, a company, under the name and style
Name.	of the National Railroad and Transportation Company, with power to purchase, lease, build, equip and furnish any railroad, or railroads, and branches, which now connect, or may hereafter connect, with the Pittsburg and Connellsville railroad, directly, or by means of other railroads, for such term of
Powers and privileges.	years, and upon such conditions, as may be agreed upon by the board of directors of this corporation, and the board of directors of the Pittsburg and Connellsville Railroad Company, or such other company, or companies; and all, or any, of such corporations, as may desire so to do, are hereby authorized to enter into contracts to sell, let and demise their said railroad, or railroads, or branches thereof, and property, as aforesaid, and to execute all necessary transfers, leases and agreements, to that end.



SECTION 2. That the capital stock of said company shall consist of twenty thousand shares, of fifty dollars each, and may be increased, from time to time, as the board of directors may determine, in shares of like amount; one dollar per share shall be paid, at the time of subscription; and at all elections, each qualified shareholder shall have one vote, for each share of stock held by him; all the powers of the corporation shall be exercised by the board of directors, under such laws as may be approved by the whole, or a majority, of said board.

Capital stock.

Votes.

Management.

SECTION 3. That to enable said company to purchase, finish, equip and operate said railroad, or railroads, it shall, so far as not inconsistent with the provisions of this act, have and possess the same rights, powers and privileges, as are conferred upon the Pittsburgh and Connellsville Railroad Company, by an act to incorporate the Pittsburgh and Connellsville Railroad Company, approved the third day of April, Anno Domini one thousand eight hundred and thirty-seven, and all supplements thereto, or by any other act, or acts, which are operative as general laws of this commonwealth.

To possess the same rights, powers, &amp;c., as conferred upon the Pittsburgh and Connellsville Railroad Company.

SECTION 4. That the said company may issue bonds, for equipment purchased by them, for operating railways, and secure the same, by a chattel mortgage, in such form, and upon such conditions, as may be agreed upon, between the parties interested therein; and may acquire, by purchase, or contract, shares of the capital stock of the Pittsburgh and Connellsville Railroad Company, or other railroad companies, and may issue their obligations, and secure the same, by mortgage, upon any real and personal property, owned, or leased, by them; and may, also, purchase, dispose of, endorse, or guarantee, any of the bonds of the Pittsburgh and Connellsville Railroad Company, or other railroad companies, which they may enter into contracts with; the Pittsburgh, Fort Wayne and Chicago Railway Company, and the Cleveland and Pittsburgh Railroad Company, may subscribe to the capital stock of said company, or companies, or endorse, or guarantee its, or their, obligations, and may, also, purchase, or endorse, or guarantee, the bonds of the Pittsburgh and Connellsville Railroad Company, or other railroad companies, upon such terms as may be agreed on by the respective companies.

May issue bonds, secured by mortgage.

Authorized to purchase stock, and bonds, of the Pittsburgh and Connellsville Railroad Company, &amp;c.

Certain corporations may subscribe to capital stock, &amp;c.

SECTION 5. That said company may engage in the business of transportation, upon any railroad, or railroads, with which the Pittsburgh and Connellsville railroad, or other roads, which they lease, or operate, may connect directly, or by means of other roads, whether within, or without, the bounds of this commonwealth, so as to form an indefinite, continuous line of transportation of management, between the east and west, over said Pittsburgh and Connellsville Railroad Company.

May engage in the business of transportation, upon certain railroads.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 795.

*An Act*

To authorize the Frankford Oil Company, a corporation organized under the act, approved July eighteenth, one thousand eight hundred and sixty-three, entitled "An Act relating to mechanical, manufacturing, mining and quarrying purposes," to issue new stock.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Frankford Oil Company shall have authority to issue one hundred thousand shares of stock, of the value of one dollar each, in lieu of the number now authorized, under the act of July eighteenth, one thousand eight hundred and sixty-three.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 796.

*An Act*

To incorporate the Union Mining Company.

Corporators.   Title.  Privileges.	<p><b>SECTION 1.</b> <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Titus S. Emery, Robert B. Fitts, William L. Mander-son, Able S. Small and Henry B. Leach, and their associates and successors, be and they are hereby created a body politic, by the name, style and title of the Union Mining Company, and by that name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, in any court of record and elsewhere, and of granting and of receiving, in its corporate name, property,</p>
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real, personal and mixed, and of holding and of improving lands, and working mines, wherever situated, and leasing, or disposing of, privileges to work such lands, or mines, or any part thereof, and to separate metals from ores, and do such other acts and things as may belong to the mining business, as they may deem proper.

SECTION 2. That the said company shall have power to make such by-laws, as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure, and to adopt a common seal, and to alter the same: *Provided*, That the said by-laws shall not be contrary to the constitution and laws of the commonwealth of Pennsylvania, and of the United States; and that the operations of the company shall be confined to the state of Nevada.

SECTION 3. The capital stock shall not exceed five hundred thousand dollars, divided into shares of not less than five dollars each; and the business of the company shall be managed by five directors, to be elected, annually, by the stockholders, at such time, and in such manner, as the by-laws shall provide; but they shall hold office, until their successors shall be elected.

SECTION 4. The company may carry on its business, and establish necessary offices, under the direction of its officers, in such places as they may deem expedient; the principal office shall be located at Philadelphia.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 797.

## An Act

To incorporate the Juniata Iron and Steel Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles E. Morgan, Wm. Buck, Wm. G. Crowell, Jas. A. M'Crea, Edward C. Biddle, John Biddle, Thos. Drake, John Stairs, Thomas M. Adams and Charles Foster, or any

five of them, and their successors, be and the same are hereby erected into a body corporate and politic, under the name and style of the Juniata Iron and Steel Company, for the purpose of manufacturing iron from the ore, and into any shape, with a capital of two hundred thousand dollars, to be divided into four thousand shares, of fifty dollars each, with privilege of issuing bonds, and securing the same, by mortgage, on the property and franchises of the company, to the amount of one hundred thousand dollars, at a rate of interest, not exceeding seven per cent. per annum, with power to increase the stock and bonds, to such amounts as the directors may deem needful, to promote the interests of the company: *Provided*, That no bond shall be issued for a less sum than one hundred dollars; and the said company is hereby authorized and empowered to purchase, and pay for, with cash and bonds, the assets, real and personal, of any existing corporation, engaged in the manufacture of iron: *Provided*, A majority of shareholders, of each corporation, at a special meeting, convened for that purpose, shall first approve of such purchase and sale, and the terms thereof, as may have been entered into, between the presidents and directors of the respective corporations; the said company to be subject to all the conditions, and to be possessed of all the rights and privileges, of an act, entitled "An Act to encourage the manufacture of iron with coke, or mineral coal, and for other purposes," approved June sixteenth, one thousand eight hundred and thirty-six, and the supplements thereto, for manufacturing iron with charcoal; and that the directors shall, at any time, have the power to change the name of the company, and shall file, in the office of the secretary of the commonwealth, the name, so adopted; and that the said company pay, into the state treasury, a tax of one-half of one per cent. upon the capital stock paid in, payable in four equal, annual, instalments.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 798.

**An Act**

To incorporate the Church Extension Society of the Methodist Episcopal church, of the United States of America.

WHEREAS, At a general conference of the Methodist Episcopal church, in the United States of America, held at the city of Philadelphia, in this state, on the twenty-seventh day of May, in the year one thousand eight hundred and sixty-four, it was resolved, to organize a Church Extension Society, and a form of constitution, for said society, was recommended to be adopted by the said general conference: Preamble.

And whereas, A large number of the members of said Methodist Episcopal church have agreed to associate themselves together, in the formation of such a society, to carry out the objects, hereinafter set forth, under the supervision and direction of the general conference of the Methodist Episcopal church, aforesaid, and are desirous of being duly incorporated, according to law; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* Corporators.

That Thomas T. Tasker, Sr., Joseph B. Townsend, Amos Phillips, William Divine, Colson Hieskell, Thomas T. Marron, John Whiteman, Hiram Miller, Thomas K. Peterson, John M. Maris, James Long, Robert Boone, Alexander Cummings, Solomon Townsend, James Folwell, John Fernley, Thomas Hull, James B. Longacre, Joseph Thompson, John Hunter, William G. Spencer, George Hamilton, J. W. Early, Charles B. Barrett, Joseph Bell, Joseph Castle, David W. Bartine, James Cunningham, John F. Chaplain, William Barnes, Pennel Coombe, Francis Hodgson, Samuel W. Thomas, Goldsmith D. Carrow, Robert H. Pattison, William L. Gray, Adam Wallace, Thomas C. Murphy, William Cooper, Anthony Atwood, Joseph Mason, Wesley Kenney, Thomas J. Thompson, Michael D. Kurtz, William Mullen, John B. McCullough, Charles J. Thompson, Charles Cooke, Franklin Moore, John Walker Jackson, and their successors, and such other persons, who are now, or shall hereafter be, associated with them, as members of said society, upon the terms and conditions, hereinafter set forth, be and they are hereby enacted into a body politic and corporate, in deed and in law, by the name, style and title of the Church Extension Society of the Methodist Episcopal church, and by that name, shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, in any court of law and equity, and elsewhere, and shall be able and capable, in law and equity, to take and hold, to them and their successors, either by gift, devise, grant, bargain, sale, lease, or otherwise, any lands, real estate, whatsoever; and also, to take and hold, for the use of said society, any goods and chattels, sum, or sums, of money, and other personal pro- Title.  
Powers and  
privileges.

erty, whatsoever, by gift, grant, bargain, sale, will, devise, bequest, or otherwise, from any person, whatsoever, capable of making the same; and the said real and personal estate to grant, bargain, sell, mortgage, alien and dispose of, at their pleasure, and generally to do all and singular, the matters and things, which shall be lawful for them to do, for the well being, and due management of the affairs, of the said society: *Provided*, That the real estate of the said society shall not exceed the net yearly income of ten thousand dollars.

**Proviso.**

**Seal.**

**SECTION 2.** That it shall and may be lawful, for the said corporation, to have a common seal, and the same, at will and pleasure, to change, alter and renew, as they shall think proper; and shall have and exercise all the rights, privileges and immunities, necessary for the purposes of the corporation, hereby constituted, and as herein expressed.

**Membership.**

**SECTION 3.** That the members of the said society shall be composed of such members and friends of the Methodist Episcopal church, in the United States of America, as shall contribute not less than the sum of one dollar per annum, towards the promotion of the general purposes of the society.

**Object.**

**SECTION 4.** That this association, denominated the Church Extension Society of the Methodist Episcopal church, is organized for the purpose of enabling the several annual conferences, to extend and establish their christian influence, throughout the United States and territories, by aiding, wherever necessary, to secure suitable houses of public worship, and such other church property, as may promote the general design.

**Amount of contribution necessary to constitute persons life members, honorary managers and honorary patrons.**

**SECTION 5.** That the payment of twenty dollars, at one time, shall constitute a member for life; any person paying one hundred and fifty dollars, at one time, into the treasury, shall be an honorary manager for life, and the contribution of five hundred dollars, shall constitute the donor an honorary patron for life, both of whom shall be entitled to a seat, and the right of speaking, but not of voting, in the board of managers.

**Officers.**

**SECTION 6.** That the officers of this society shall be a president, three vice presidents, a corresponding secretary, treasurer, assistant treasurer and recording secretary.

**Managers, number, election and qualifications of.**

**SECTION 7.** That the management and disposition of the affairs and property of this society shall be vested in a board of managers, consisting of twenty-five laymen, all being members of the Methodist Episcopal church, and so many clerical members, not exceeding that number, as shall be determined, at each annual meeting, called for that purpose, each of whom shall be a minister of the Methodist Episcopal church; and all of whom, both the lay and clerical members, shall be elected at the said annual meeting.

**Corresponding secretary to be appointed by the general conference.**

**SECTION 8.** That the corresponding secretary shall be appointed by the general conference; he shall reside in the city of Philadelphia, and conduct the correspondence of the society, under the direction of the board; he shall be subject to the direction and control of the board of managers, by whom his salary is to be fixed and paid; he shall be exclusively employed in conducting the correspondence of the society, and under the direction of the board, in promoting its general interests,

**His duties, &c.**

by traveling, or otherwise; should his office become vacant, by death, resignation, or otherwise, the board shall have power to provide for the duties of the office, until the bishops, or a majority of them, shall fill the vacancy.

Vacancies, how to be filled.

SECTION 9. That the board shall have authority to appoint all the officers required by the charter, and to make by-laws, for regulating its own proceedings, not inconsistent with the constitution and laws of the United States, or of this state, to appropriate money to defray incidental expenses, fill vacancies that may occur in their own body, during the year, and shall present a statement of its transactions and funds to the society, at its annual meeting, and also, shall lay before the General Conference, a report of its transactions, for the four preceding years, and the state of its funds

Board to appoint officers, make by-laws, appropriate money, &c.

Statement to be presented.

SECTION 10. That the annual meeting, for the election of officers and managers, shall be held on the second Tuesday in November, in the city of Philadelphia; and the term of the service of the officers and managers, so elected, shall commence January first, following; that until the first day of January, one thousand eight hundred and sixty-six, the following named persons shall be the officers and managers of said society, viz: Thos. T. Tasker, Sr., Joseph B. Townsend, Amos Phillips, William Divine, Colson Hieskell, Thos. T. Mason, John Whiteman, Hiram Miller, Thos. K. Peterson, John M. Maris, James Long, Robert Boone, Alexander Cummings, Solomon Townsend, James Folwell, John Fernley, Thomas Hull, James B. Longacre, Joseph Thompson, John Hunter, William G. Spencer, George Hamilton, J. W. Early, Chas. B. Barrett, Joseph Bell, Joseph Castle, David W. Bartine, James Cunningham, John F. Chaplain, William Barnes, Pennel Coombe, Francis Hodgson, Samuel W. Thomas, Goldsmith D. Carrow, Robt. H. Pattison, William L. Gray, Adam Wallace, Thos. C. Murphy, William Cooper, Anthony Atwood, Joseph Mason, Wesley Kenney, Thos. J. Thompson, Michael D. Kurtz, William Mullen, John B. M'Cullough, Charles J. Thompson, Charles Cooke, Franklin Moore and John Walker Jackson, managers; officers, Thos. T. Tasker, Sr., president; Joseph Castle, Amos Phillips, David W. Bartine, vice presidents; Robt. H. Pattison, recording secretary; Colson Hieskell, treasurer; and James Folwell, assistant treasurer.

Time and place of holding annual meeting.

Official term, when to commence.

Officers appointed to act until election.

SECTION 11. That at all meetings of the society, and of the board, the president, or, in his absence, the vice president, or, in his absence, the vice president first on the list, then present, or, in the absence of all the vice presidents, a member, appointed by the meeting, shall preside.

Who to preside at meetings.

SECTION 12. That twenty-one members, at each meeting of the society, and nine, at each meeting of the board of managers, shall be a quorum.

Quorum.

SECTION 13. That the minutes of each meeting shall be signed by the chairman of the meeting, at which the minutes are read and approved.

Minutes.

SECTION 14. That within the bounds of each annual conference, there may be established a conference church extension society, auxiliary to this association, under such regulations, as the conferences, respectively, may prescribe: *Provided*, The

Auxiliary societies may be formed.

Proviso.



Auxiliary societies, or donors, may designate the object, to which they wish donations appropriated.

Conferences to be divided into districts, from each of which, the bishops shall appoint one person to serve on a general committee.

Duties and powers of committee.

Vacancies, how to be filled.

To make report to general conference.

Constitution of society may be amended.

same are consistent with the laws of this commonwealth, or of the state, where such conference society is organized.

SECTION 15. That any auxiliary society, or donor, may designate the society, or societies, to which they desire any part, or the whole, of the donation, by them made, to be appropriated; which special designation shall be publicly acknowledged by the board; but, in the event that more funds should be raised, for any particular society, or object, than is necessary, or than have been appropriated by the general committee, the surplus shall be at the disposal of this society, for its general purposes.

SECTION 16. That the annual conferences shall be divided into as many districts as there are effective superintendents, and there shall be a committee of one from each district, to be appointed by the bishops of the Methodist Episcopal church, acting as a separate body, and to be called the general committee; it shall be the duty of this committee to meet, annually, in the city of Philadelphia, between the first and the twentieth of November, as shall be determined by the corresponding secretary and treasurer, to act jointly, with the board of managers; the corresponding secretary and the treasurer, in fixing the amounts, which may be donated and loaned, during the ensuing year, and the division of said amounts, among the several annual conferences and societies, applying for aid, said committee, with the concurrence of the board, acting as a separate body, shall determine the amounts, for which each bishop may draw, to be donated and loaned, respectively, within the limits of those conferences, over which he shall preside, and he shall not draw on the treasurer for more than said amount; and in no case, shall money be donated, or loaned, to any society, if, after such donation, or loan, there shall remain any legal incumbrance, or claim, against the property, to be secured, except only such as may be held by this society; should any of the members of said general committee, in the interval of general conference, go out of office, by death, resignation, or otherwise, the bishop, presiding in the conferences, where the vacancy shall occur, shall appoint another, to fill the vacancy; said committee shall be amenable to the general conference, to which it shall make a full report of its doings; expenses, incurred by the committee, in the discharge of its duties, shall be paid by the treasurer of the society.

SECTION 17. That the constitution of said society may be altered, or amended, but by the recommendation of the general conference and the concurrence of the board of managers, or by the recommendation of the board of managers and the concurrence of the general conference, in all cases, where such proposed amendment, or alteration, may not conflict, or be inconsistent, with this act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.  
WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 799.

## Supplement

To the act incorporating the Local Telegraph Company, the name, of which was changed to the Bankers' and Brokers' Telegraph Company, authorizing them to extend their lines, and to connect with, and purchase, other telegraph lines.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said, the Bankers' and Brokers' Telegraph Company, shall have power to make connections with, and the power of connect with, purchasing, other telegraph lines, and the stock and property and purchase, of companies, incorporated in, or without, this state; and that other lines, and they shall, also, have full power and authority to extend, construct and maintain, their lines, and for that purpose, to erect poles and maintain lines, on any, and all, public streets, roads and highways, named in the act, to which this is a supplement; and that said company shall have power to purchase, make, use and maintain, any connections, or side lines: *Provided,* That said company shall be required to make compensation, *Proviso.* when they go through private property.

SECTION 2. That the board of directors of said company shall have power to increase the capital stock, from time to time, as a majority of the stockholders may deem best for the interest of said company; and the present organization of the said company, and its consolidation with other companies, of the same name, in the states of New York, New Jersey, Maryland and the District of Columbia, and all purchases, heretofore made by it, are hereby validated and declared to be legal and binding on all parties connected therewith; and the said company may increase the number of its directors to nine.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 800.

## Supplement

To an act establishing the Dime Savings Institution of Pittsburg, approved April eleventh, Anno Domini one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Certain persons  
substituted as  
corporators.

That Josiah King, George B. Jones, A. Reineman, James Park, Junior, Alexander Bradley, H. H. Graham, C. Zug, A. S. Bell, S. H. Hartman, Joshua Rhody, F. Rahm, Doctor James Carothers, J. F. Jennings, G. Follansbee and D. E. M'Kinley, and their successors, duly constituted, or elected, in accordance with the charter of the said, the Dime Savings Institution of Pittsburg, be and they are hereby substituted corporators, in the place of those named in section first of the act incorporating said institution, approved April eleventh, Anno Domini one thousand eight hundred and sixty-two; and that, at the annual election, two vice presidents shall be elected, instead of the number heretofore authorized to be elected; and that five of the corporators shall constitute a quorum, for the transaction of the business of said institution; the name and style of which, hereafter, shall be the Pittsburg Bank for savings

Two vice presi-  
dents to be  
elected.

Quorum of cor-  
porators.  
Title.

Capital stock,  
relative to.

SECTION 2. That for the greater security of the depositors in the said institution, it is hereby enacted that a capital stock shall be created, to consist of seventy-five thousand dollars, divided into fifteen shares, of five thousand dollars each; that each of the corporators shall be the owner of one share; the said capital to be paid in, or secured to be paid, by the several corporators, and to be always liable for the payment, to the depositors, of the principal, and accrued interest thereon; that it shall not be lawful for any stockholder to sell, or transfer, his stock, except to the corporation, or otherwise, as may be provided in the by-laws of the board of corporators; the said corporators shall regulate, by their by-laws, the rate of interest, not exceeding six per centum per annum, that shall be paid on deposits; and the surplus earnings, after paying interest to depositors, and defraying the expenses of the corporation, may be divided among the corporators, or may be created into stock, and distributed, *pro rata*, among the stockholders; for the greater security of the depositors, the said capital of seventy-five thousand dollars, and any greater sum, to which, under the provisions of this section, it may be increased, shall be at all times liable, to the depositors, for the payment of their deposits, and the interest thereon.

Rate of interest.

Surplus earn-  
ings may be di-  
vided, or crea-  
ted into stock.

Corporators,  
qualification of.

SECTION 3. That all the corporators shall be citizens of Allegheny county; that any corporator, neglecting, or refusing, to attend the stated, or special, meetings of the board of corpo-

rators, for three consecutive months, unless by reason of absence, or sickness, from the county, shall, thereby, be subject to removal, by a vote of a majority of the corporators, and a new member may be elected to supply the vacancy, thus created; and the stock of the corporator, so removed, shall revert to the corporation, to be transferred to the new corporator: *Provided*, That the par value of said stock shall be paid, for the same, to the person, so removed.

Subject to removal for neglect, or refusal, to attend meetings.

Proviso.

SECTION 4. No deposit account shall be opened for a less sum than three dollars, and subsequent deposits may be made in sums of not less than one dollar; and when deposits are withdrawn, in whole, or in part, such notice thereof shall be given as is, or may be, required by the by-laws of the institution: *Provided*, That sums, not exceeding two hundred dollars, may be withdrawn, on two weeks' notice.

Deposits, relative to.

Proviso.

SECTION 5. Anything in the act of incorporation, inconsistent with this supplement, is hereby repealed.

Repeal.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 801.

## An Act

To incorporate the Oil Creek Lake and Titusville Mining and Transportation Company, and authorizing said company to construct a railroad, in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Sill, Edward H. Chase, Jno. W. Douglass, H. C. Rogers, Charles Burnham, Joseph Sill, A. C. Bloomfield and James D. Smith, or a majority of them, be and they are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name and style of the Oil Creek Lake and Titusville Mining and Transportation Company, with all the powers, and subject to all the restrictions of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto.

Commissioners

Name.

Subject to.

Capital stock.	SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, to be divided into shares of fifty dollars each ; and the said company shall have the power, by a vote of a majority of the stockholders, at a meeting called for that purpose, to increase said capital stock, to such an amount as may be required to carry out the powers hereby granted ; said increase not to exceed the sum, hereinbefore authorized ; and said company may borrow any sum of money, not exceeding the half, in amount, of their capital stock, for the time being, and to issue bonds therefor, with, or without, coupons attached, and at a rate of interest not exceeding seven per centum per annum.
Authorized to borrow money and issue bonds therefor.	
Powers and privileges.	SECTION 3. That said company shall have the right to hold land to the amount of five hundred acres, and to explore thereupon for oil, or other minerals, and to contract, or agree, by themselves, their officers and agents, for the storage and transportation of such oil, or minerals, as may be found in such explorations, or mining, and, also, of such other freight as may be received, or sent ; and, also, for the transportation of such passengers as their own business, or the interest of community, in the opinion of the board of directors, may seem to render necessary, or expedient ; and that said company shall have the right to build and construct a rail, or other, road, or such part, or parts thereof, as the board of directors may desire, or direct, from a point at, or near, the outlet of Oil Creek lake, by, or near, the valley of Oil creek, to the borough of Titusville, in the county of Crawford, and shall, also, have the right to connect the said railroad with other railroads, built, or constructed, or to be hereafter built, or constructed : <i>Provided</i> , That nothing in this act shall be construed as to authorize the building of the road, authorized by this act, other than within the county of Crawford ; and this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes, on dividends, as is, or may be, provided by law ; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.
May construct a railroad.	
Route.	
Connections with other roads authorized.	
Prohibition.	
Bonus.	
Individual liability.	
Board of managers.	SECTION 4. That the board of managers of said company shall consist of a president and six directors.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 802.

*An Act*

To incorporate the People's Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William B. Rudy, L. L. Huntzinger, Edward Connelly, R. Gibbs, James J. Martin, F. A. Miller, William C. M'Kibben, William G. M'Michael, William Paul and William V. M'Grath, and their successors and assigns, be and they are hereby constituted a body politic and corporate, with perpetual succession, by the name, style and title of the People's Title. Railway Company, and as such, shall have the right to lay out and construct a railway, with one, or more tracks, with Construction of railway authorized. turnouts and sidings, from and in the borough of Pottsville, to any point, or points, in any direction, in the county of Schuylkill, not exceeding six miles in length, as the directors may select, and through any streets of boroughs, or roads, or by any routes they may deem advisable; and to cross, at grade, or connect with, any other railway, now constructed, or that may hereafter be constructed; and to carry passengers and freight Powers and privileges. along such routes and streets, as may be used by said railway; and they shall have the right to charge such rates of fare, as the directors of said company may, from time to time, determine upon; to equip said road; to purchase, hold and convey such real estate, and erect thereon such buildings and improvements, as they may deem necessary for the purposes of said company: *Provided*, That the road, constructed under the provisions of this act, shall not be worked by steam: *And provided further*, That it shall not cross, at grade, any of the tracks of the Philadelphia and Reading railroad. Prohibition.

SECTION 2. That the capital stock of said company shall consist of five thousand shares, of fifty dollars each, with the privilege of increasing the same, from time to time, as the directors may determine. Capital stock.

SECTION 3. That the parties, hereinbefore named, or any three of them, may proceed to organize said company, and obtain subscriptions to the capital stock thereof; and after ten per cent. has been subscribed, may proceed to elect a board of five directors, who shall serve until the first Tuesday of November following, or until their successors are elected; and the stockholders shall, annually, thereafter, on the first Tuesday of November, elect a similar board of five directors, to serve one year, or until their successors are elected; and if, for any reason, said election shall not be held, at the time indicated, then another shall be appointed by the directors, after Directors, election of, &c. public notice, of two weeks, has been given, in one newspaper;

- Vacancies.** and the directors shall have power to fill all vacancies in their board, whether from death, resignation, or otherwise ; but no person shall act as a director, who is not a stockholder.
- When road to be commenced and completed.** SECTION 4. That the company may commence and complete said railway at any time, within three years from the passage of this act, the completion of any one mile thereof perpetuating all the rights, hereby conferred.
- Officers to be appointed.** SECTION 5. That the said directors shall have power to appoint a president, treasurer, and such other officers as they may deem necessary ; and in all elections for directors, and at other meetings of stockholders, each share shall entitle the holder thereof to one vote.
- Votes.** SECTION 6. That the said company shall have power to borrow money, in any sum, not exceeding, in amount, one-half of the par value of its authorized capital stock ; and for the purpose of securing the re-payment of the same, with such interest as may be agreed upon, to issue bonds, and secure the same, by mortgage of the road and its franchises, or otherwise : *Provided however,* That no bond shall be issued for a sum, less than one hundred dollars, against the collection of which, no plea of usury can be interposed.
- Authorized to borrow money and issue bonds therefor.**
- Subject to.** SECTION 7. That the said company shall be subject to all the provisions of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, so far as the same are not altered, or supplied, by this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 803.

## An Act

To incorporate the Broad Street and Island Road Company.

- Commissioners.** SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Alburger, Charles Loyd, D. B. Kershaw, Pearson Serrill, Thomas A. Scott, Matthew Baird, F. J. Dreer, George Rush Smith, George Cadwalader, D. K. Houtz, H. E.

Wallace, William Millward, F. M'Ilvaine, W. W. Colkett, James C. Kelch, Robert Armstrong, Thomas A. Barlow, James Harper, D. K. Jackman, George Bockius, Thomas Daly, S. Kilpatrick, Charles F. Lex, John L. Passmore, John H. Jones, B. J. Williams, S. D. Sagers, J. E. Black, Joseph Fuller, James Blaylock, William G. M'Michael, Q. C. Brown, John Kessler, C. Bastion, P. H. Kloshe, Charles Darragh, Thomas Dalles, Wm. J. Pollock, Charles Mink, Samuel Peak, R. Beatty and John D. Look, are hereby appointed commissioners, to open books, to receive subscriptions, and organize a company, by the name of the Broad

Name.

Street and Island Road Company, with power to construct a stone, or gravel, turnpike road, from a point, commencing at Broad street and its intersection with Passyunk road, and thence, along the said road, to Penrose ferry road; and thence, along the Penrose ferry road, and Island road, to the terminus, or intersection of the Island road with the Darby road, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, passed the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto, excepting, that in lieu of erecting toll gates, and collecting toll, whenever five miles of road shall be finished, as provided in the twelfth section of said act, it shall be lawful for the company, hereby incorporated; to erect toll gates, and collect tolls, whenever one mile of such road is finished: *Provided*, That no toll shall be charged to persons going to, or returning from, funerals.

Construction of road authorized Route.

Subject to.

When tolls may be collected.

Proviso.

SECTION 2. That the capital stock of the said company shall consist of two thousand shares, at twenty-five dollars each.

Capital stock.

SECTION 3. That the said company shall have the power to borrow any sum, not exceeding twenty thousand dollars, on their bonds, secured by a mortgage on their road, property and franchises of the company.

May borrow money.

SECTION 4. That no railroad shall ever be constructed on, or over, said road, or any part thereof, by said company, or others.

Prohibition.

SECTION 5. That if said company shall not commence the construction of said road, within two years from the passage of this act, and complete the same, within five years thereafter, then this act shall be null and void, except so far as the same may be necessary to settle up the affairs, and pay the debts of the company.

When road to be commenced and completed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 804.

**An Act**

Vacating a part of Nicetown lane, and reducing the width of Juniata avenue, in the Twenty-fifth ward of the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Part of Nicetown lane vacated.

That Nicetown lane, as the same is now laid out, and opened and used, from the west line of the Old York road, to the south line of Juniata avenue, in the Twenty-fifth ward of the city of Philadelphia, be and the same is hereby vacated; and that the title to the soil, over which the same passes, be and the same is hereby vested, in fee simple, in the several owners of the ground, adjoining and fronting upon the same, respectively, each owner to have, and to take, one-half part thereof, so far as his respective lot adjoins and fronts upon the same lane: *Provided nevertheless,* That the said lane shall not be closed, until Roxborough street, from westerly line of said Old York road, to the easterly line of the Germantown road, shall have been laid out and opened, by the owners of the ground, through which the said street passes, free from cost to the city of Philadelphia.

Proviso.

Width of Juniata avenue reduced.

**SECTION 2.** That Juniata avenue, as the same is laid down, on the plan of the city of Philadelphia, extending from the Old York road, to Germantown avenue, in Twenty-fifth ward of the said city, be reduced from the width of one hundred and twenty feet, to the width of sixty feet; and that thirty feet of the space of sixty feet, so taken, from said avenue, as now laid out, be vested, in fee, in the owner, or owners, of the real estate, fronting on the northern line of said avenue, as now laid out; and that thirty feet of the said space of sixty feet, so taken from said avenue, as now laid out, be vested, in fee, in the owner, or owners, of the real estate fronting on the southern line of said avenue, as now laid out.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 805.

## An Act

Vacating certain streets, roads and lanes, in the First ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That Greenwich Point road and Jones's lane, wherever the same extend through, or into, the property owned, or which may be acquired, within six months from the passage of this act, by the Pennsylvania Railroad Company, in the First ward of the city of Philadelphia, be and the same are hereby vacated; and no street shall hereafter be opened into, or through, the said property, acquired, or to be acquired, as aforesaid, by the said company, at, or near, the present Delaware terminus of their said road, without the consent, in writing, of said company: *Provided*, That Greenwich Point road and Jones's lane shall not be closed, until a street, parallel with the river Delaware, and westwardly of the limits of the said property, acquired, or to be acquired, and connecting the said Jones's lane with the Greenwich Point road, shall have been opened, and put in fit condition for public use, without expense to the city of Philadelphia.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 806.

## An Act

Relating to the House of Refuge of Western Pennsylvania.

WHEREAS, Joshua Hanna is the legal holder of a certain piece, or parcel, of land, situate in M'Clure township, Alle-

gheny county, in immediate proximity to the property now held by the house of refuge, which the said Hanna desires to convey unto the said house of refuge, to be held and possessed, for the purposes of the said institution ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said house of refuge of Western Pennsylvania be and the same is hereby authorized to take and receive the aforesaid piece of land, conveyed, or to be conveyed, by the said Joshua Hanna, unto the said house of refuge, and to hold and enjoy the same, with the same privileges and immunities that pertain to the property, heretofore held by the said institution.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 807.

## An Act

To vacate a part of Buist lane, in the Twenty-fourth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Buist lane, from the Darby plank road to Wickersham avenue, in the Twenty-fourth ward of the city of Philadelphia, be and the same is hereby vacated.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 808.

## An Act

To authorize the removal of suits, between certain corporations, to the court of *nisi prius*, and the trial thereof, in the said court.

WHEREAS, The public works of the Lehigh Coal and Navigation Company, and also, those of the Lehigh Valley Railroad Company, extend, from Luzerne county, down the valley of the Lehigh, to the Delaware river, at Easton, and divers suits, disputes and difficulties have hitherto arisen, and may hereafter arise, between said companies; and in order to secure a fair and impartial trial thereof, it may be important to remove such suits to the courts of some county, where neither of said companies have any public works, or improvements, located; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful, for either of said companies, in any suit, or action, now pending, or that may hereafter be brought, in any of the courts, of any county, in which any of said companies' works are located, to remove the same to the court of *nisi prius*, in the city of Philadelphia; which suit, or suits, so removed, shall be proceeded in, to final judgment, as in cases originally brought in the said court; and execution may issue thereon, directed, either to the sheriff of Philadelphia, or of the county, in which such suit was originally brought, as the case may require: *Provided*, That the president, agent, or attorney, of the party, desiring to remove any such proceeding, as aforesaid, shall first take and subscribe an oath, or affirmation, to be filed of record, with the cause, that such removal is not for the purpose of delay, but because such party, its agent, or attorney, firmly believes a fair and impartial trial cannot be had, in the county where such suit, or action, is commenced; and the prothonotary of said last named court shall make and prepare a duly certified copy of such suit, or proceedings, to be filed, in said court of *nisi prius*, where the same shall be proceeded in, as before stated.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 809.

## A Supplement

To an act, approved the twenty-sixth day of March, one thousand eight hundred and forty-six, entitled "An Act to incorporate the Susquehanna Boom Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fifth section of said act be and the same is hereby repealed, and in lieu thereof, *Be it further enacted, as follows:* That it shall be the duty of the corporation to cause the passage ways, or open spans, in said booms, to be carefully guarded, day and night, so that no lumber be permitted to escape; to raft all lumber, in said booms, securely and faithfully, with suitable warps and wedges, for rafting and securing the same, below said booms; and after three days' notice shall have been given, by the corporation, to the owner, or agent, having charge of such logs, if the owner, at the expiration of the time aforesaid, has not removed the same, the corporation may remove the same to some convenient place, at the shore of the stream, below, and fasten the float of logs to the shore, by rope and stakes, as is usual, by lumbermen, in such cases; and the owners thereof shall pay such expense, as may arise, in the removal and securing, or fastening, of the same to the shore, in the manner aforesaid.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 810.

## An Act

To incorporate the North-Western Pennsylvania Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That Thomas J. Lee, George P. Sauger, William B. Fowle, Isaac Livermore, Josiah Caldwell, or a majority of them, be and they are hereby constituted commissioners, to open books, to receive subscriptions to the capital stock of the North-Western Pennsylvania Mining Company; and whenever one hundred thousand shares shall have been subscribed for, and five dollars paid, per share, to some person, authorized, by the commissioners, above named, to receive the same, then the governor, upon receiving evidence thereof, shall issue letters patent, creating the said subscribers, their successors and assigns, a body corporate, with authority to increase their capital stock to three hundred thousand shares, of the par value of ten dollars, per share, and to hold, not exceeding fifteen thousand acres of land, in Elk county; and with the same powers and privileges, rights and franchises, as if the said corporation had been organized under the provisions of the act, approved April twenty-first, one thousand eight hundred and fifty-four, entitled "An Act to enable joint tenants, tenants in common and adjoining owners of mineral lands, in this commonwealth, to manage and develop the same," and the several supplements thereto.

Commissioners

Title.

When letters patent to be issued.

Capital stock.

Authorized to hold land.

Powers and privileges.

SECTION 2. That said corporation shall pay, into the treasury of this commonwealth, a bonus of one-half of one per centum, on its capital stock, hereby authorized, in four equal, annual, instalments, and such taxes on dividends as are, or may be, required, by law.

Bonus.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 811.

## An Act

To enable the councils of the city of Philadelphia to comply with an act of assembly, approved April thirteenth, one thousand eight hundred and forty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the select and common councils of the city of Philadel-

phia be and they are hereby authorized to create a loan, for the purpose of complying with section eleven of an act of assembly, approved April thirteenth, one thousand eight hundred and forty-four, as per pamphlet laws, one thousand eight hundred and forty-four, pages two hundred and sixty-four, two hundred and sixty-seven: *Provided*, The amount thereof shall not exceed the sum of four hundred and fifty thousand dollars, and that the same shall become a law, when it shall have been passed by a majority of each branch of said councils; any law to the contrary, notwithstanding.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 812.

## An Act

Authorizing the payment of Josiah R. Dunbar, brigade inspector of the Fifteenth division, Pennsylvania militia.

WHEREAS, Josiah R. Dunbar was elected brigade inspector of the Third brigade, Fifteenth division, Pennsylvania uniformed militia, on the first Monday of June, Anno Domini one thousand eight hundred and fifty-nine, under the provisions of the militia law of this commonwealth, approved April twenty-first, Anno Domini one thousand eight hundred and fifty-eight, and being duly commissioned, continued to act as such, until the passage of the late militia law, approved May fourth, Anno Domini one thousand eight hundred and sixty-four, discharging faithfully all the duties of said office:

*And whereas*, By the act of April eighth, Anno Domini one thousand eight hundred and sixty-two, the militia tax, provided by said act of one thousand eight hundred and fifty-eight, for the payment of the brigade, and other officers, was appropriated to the relief of the families of volunteers:

*And whereas*, In an action, in the court of common pleas of Perry county, brought by the said Josiah R. Dunbar, against the commissioners of said county, for the recovery of his salary, as brigade inspector, for the year one thousand eight hundred and sixty-three, and part, to wit: one-half, of the year one thousand eight hundred and sixty-four, it was de-

cided, by said court, that the compensation is due to the said Josiah R. Dunbar; but as there is no fund in existence, for his payment, further legislation is required, before the debt can be paid out of the county funds; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Perry be and they are hereby authorized to pay the said Josiah R. Dunbar, brigade inspector, as aforesaid, the sum of two hundred and twenty-five dollars, the compensation allowed him by law, for his services, from the first day of November, Anno Domini one thousand eight hundred and sixty-two, to the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, out of the county taxes of the said county of Perry.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 813.

## An Act

To vacate the easternmost nineteen feet, in width, of a certain road, or street, in the Twenty-fourth ward, Philadelphia.

WHEREAS, Wyoming street has been laid out and opened, from Haverford road, to the Lancaster turnpike, in the Twenty-fourth ward, Philadelphia, in accordance with the general survey of the city of Philadelphia, at the distance of about thirty-eight feet, eastward, from a certain old road, or lane, laid out, also, from said Haverford road, northward, to said Lancaster turnpike:

*And whereas,* The opening of said Wyoming street has rendered said road, of its full width, entirely unnecessary; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the easternmost nineteen feet, in width, of said road, or lane, extending from said Haverford road, to said Lancaster turnpike, be and the same is hereby vacated, and the title to

the strip of land, thus vacated, vested in the owners of the property, bounding on the eastern side of said road.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 814.

## An Act

Vacating a portion of the Ford road, in the city of Philadelphia, and Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the Ford road, as lies between the Belmont avenue, in the Twenty-fourth ward of the city of Philadelphia, and the Righter's Ferry road, or Ott's road, in the county of Montgomery, be and the same is hereby declared to be vacated, and closed to the public use.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 815.

## A Further Supplement

To an act to incorporate the Insurance Company of the State of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for said Insurance Company of the State of Pennsylvania, whenever a majority of its stockholders shall deem it expedient so to do, and shall express their assent thereto, in writing, or by a vote, at any meeting, duly called for that purpose, to increase its capital stock to the sum, or amount, of four hundred thousand dollars, instead of two hundred thousand dollars, to which it was reduced, under the act, approved the nineteenth day of March, one thousand eight hundred and forty-one, entitled "A further supplement to the several acts relating to the Insurance Company of the State of Pennsylvania," by creating, or issuing, to its present stockholders, or others, in such manner, for such purpose, or consideration, and upon such terms, as it may deem proper, one thousand shares of stock, in addition to those now issued, and existing, and of the like par value, or amount, of two hundred dollars each.

Authorized to increase capital stock.

SECTION 2. That the proviso, in the first section of the act, entitled "An Act to incorporate the Insurance Company of the State of Pennsylvania," approved the eighteenth day of April, seventeen hundred and ninety-four, and the fifth section of the act, entitled "A further supplement to the several acts relating to the Insurance Company of the State of Pennsylvania," approved the nineteenth day of March, eighteen hundred and forty-one, be and the same are hereby repealed.

Repeal of certain provisions.

SECTION 3. That the directors of the said, "The Insurance Company of the State of Pennsylvania," shall have power to invest, realize, call in, and re-invest, the funds belonging to the said institution, in such manner as they may, from time to time, deem judicious, and for the interests of the stockholders.

Directors may invest, realize, call in, and re-invest, funds.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 816.

**An Act**

Relating to a justice of the peace, in the borough of Tamaqua.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for John O'Brien, a justice of the peace, now in commission, in the borough of Tamaqua, in the county of Schuylkill, to keep his office in either, or any one, of the wards of said borough.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 817.

**An Act**

To widen Cadwallader street, in the Seventeenth ward, in the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of highways, of the city of Philadelphia, are hereby required, from and after the passage of this act, to open and widen Cadwallader street, in the Seventeenth ward, in said city of Philadelphia, from Master street, to Thompson street, of the full width, according to the survey originally made.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 818.

**An Act**

To incorporate the Salem Coal Company.

WHEREAS, The Salem Coal Company, a corporation organized under the act of the general assembly of the commonwealth of Pennsylvania, approved April twenty-first, one thousand eight hundred and fifty-four, entitled "An Act to enable joint tenants, tenants in common and adjoining owners of mineral lands, in the commonwealth, to manage and develop the same," and the several supplements thereto, has applied for a special act of incorporation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That John C. Cresson, Lewis Cooper, Frederick Fraley, Robert H. Gratz, Thomas Earp, junior, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, by the name, style and title of the Salem Coal Company, and as such, they may have a common seal, with power to break, alter and renew the same, at pleasure; and be able to sue and to be sued, to plead and be impleaded, and enjoy all the rights, privileges and franchises, incident to a corporation; and have power to take, and to hold, and to convey, land, in fee simple, in this commonwealth, to an amount not exceeding three thousand acres, and also, to acquire rights to mine coal, and take, or lease, such lands, or coal, as they may deem necessary; and to mine, manufacture, prepare for market, sell and dispose of, the coal and other products of their mines, or lands, and to convey the said minerals, or other products, to market, and generally to have and enjoy all the rights, privileges and powers, conferred on incorporated companies, for the mining, or manufacturing, or conveying to market, and sale of coal, or other products of their lands, by an act, or acts, of assembly, heretofore passed; and to construct such lateral and branch railroads, not exceeding ten miles long, as may be necessary to connect any of their lands, or works, with any railroad, or railroads, within this commonwealth.

SECTION 2. That the capital stock of the said company shall not exceed one hundred thousand shares, of ten dollars each; and the said company shall have the right and power to borrow money, at a rate, not over seven per centum per annum, to promote and carry out the objects of this corporation, and to give a mortgage, or mortgages, or other security, for the payment thereof: *Provided*, The amount of such loans shall not, at any time, exceed the amount of the capital stock of the said company, actually paid in.

SECTION 3. That the stockholders shall, annually, elect a board of directors, to consist of not less than five, nor more

Preamble.

Corporators.

Title.  
Seal.

Powers and privileges.

May construct lateral railroads

Capital stock.

Authorized to borrow money.

Limitation.

Election of directors.

## Notice.

than nine, stockholders, for the management of the affairs of the company, to serve for one year, and until others are elected; and of the time and place of such election, public notice shall be given, in such manner as may be prescribed by the by-laws of said company; and the company shall not be dissolved, by reason of a failure to elect such directors, at the proper time and place; the election shall be conducted by ballot, and such of the stockholders, as shall attend for that purpose, in person, or by proxy, shall be entitled to one vote for each share of stock, held by him, or them; and the directors shall elect one of their number president of the board, and appoint such other officers, as the business and interests of the company may require, and fix their compensation.

## Votes.

## Officers to be appointed.

## By-laws.

SECTION 4. That said board of directors shall have power to make and establish such by-laws as they may deem necessary, for managing and conducting the business and interests of the said company, with the right, at any time, to repeal, alter and amend the same: *Provided*, That the same shall not conflict with the constitution and laws of this commonwealth, or of the United States.

## Proviso.

## Tax to state.

SECTION 5. That the said company shall pay a tax, into the treasury of the commonwealth, of one-half of one per centum, on the amount of the capital stock thereof, in four annual instalments, the first payment of which shall be made, within one year from the passage of this act; and the said company shall, also, pay such tax on dividends, as is, or may hereafter be, provided for, by law.

## Individual liability.

SECTION 6. That the stockholders of the said company shall be severally liable, in their individual capacities, to the amount of stock each one may hold, for all the debts contracted by the company, for work and labor done, and materials furnished, in the transaction of the business.

## When act to take effect.

SECTION 7. That this act shall take effect, upon its acceptance by a majority, in interest, of the stockholders of the present Salem Coal Company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 819.

## A Supplement

To an act incorporating the Lehigh and Lackawanna Railroad Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lehigh and Lackawanna Railroad Company shall have power to widen and straighten their railroad, and lay additional tracks thereon: *Provided,* That the said railroad, as widened and straightened, shall not be more than five rods wide, except at points for depots, engine houses and water stations, where they may be twelve rods in width; and all the damages, arising from such occupation of land, for the purposes aforesaid, shall be settled in accordance with the provisions of the act of February nineteenth, one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies," and the various supplements thereto, as provided in the act, to which this is a supplement; and the said company are hereby authorized to build a bridge, over the river Delaware: *Provided,* That the consent of the legislature of New Jersey shall be obtained thereto; or that the said company shall enter into an agreement, with some railroad company, already authorized, by the said legislature, so to do; and the said company may build branches, not exceeding ten miles in length; and the two several provisos, to the third section of the act, to which this is a supplement, are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The eighteenth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 820.

**An Act**

To change the location of the county seat of Snyder county, and to provide for the erection of new county buildings.

Preamble.

WHEREAS, The county of Snyder was, by act of assembly, approved March second, one thousand eight hundred and fifty-five, erected out of parts of Union county, and the borough of Middleburg was, under the same act, selected for the county seat of said new county :

*And whereas*, Great dissatisfaction then existed, and still exists, in consequence of said location of the county seat, and the necessary and proper county buildings have not yet been erected, in said new county :

*And whereas*, The grand jury of said county, at February term, last, reported the court house unsafe, the public records insecure, and the building not worth repairing :

*And whereas*, New buildings must necessarily be erected, and it is desirable to locate the same in a more convenient and accessible place ; therefore,—

Commissioners appointed to select grounds, in Selinsgrove, on which to erect county buildings.

Deed therefor to be approved by the president judge, and delivered to county commissioners, &c.

Certain amount, towards the erection of buildings, to be first pledged by subscribers.

Subscriptions to be approved by court, and transferred to county.

Powers and duties of county commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That William F. Eckbert, William F. Waggonseller and Lewis R. Hummel, be and they are hereby appointed commissioners, to select, in the borough of Selinsgrove, in said county of Snyder, suitable grounds, on which to erect the necessary county buildings, and to cause a good and valid deed, or deeds, of conveyance, in fee simple, of said plot, or site, of ground, so selected, without expense to said county, to be made and delivered to the county commissioners, for the use of said county, whereon to erect a court house, jail and the necessary county offices ; said deed to be approved by the president judge of said county.

SECTION 2. That to secure the benefit, contemplated by this act, the commissioners, named in the first section, cause to be pledged, in trust, to the judges of the court of common pleas of Snyder county, on, or before, the first day of May, Anno Domini one thousand eight hundred and sixty-five, one, or more, responsible, *bona fide* subscriptions, of not less than five thousand dollars, from within the limits of said county of Snyder, towards the erection of buildings, as aforesaid ; and that said subscription, so approved, shall be transferred to the county commissioners, to be used in the erection of said buildings.

SECTION 3. That as soon as the deed, or deeds, for said site, or plot, of ground, and said subscription, of five thousand dollars, approved, as required in the foregoing sections, shall be placed in the hands of the county commissioners, there-

upon, the county commissioners shall proceed, without unnecessary delay, to erect all the necessary county buildings, on said site, selected, as provided for in the first section of this act; said buildings to be of stone, or brick, with fire proof roof, and fire proof rooms, for records; said building shall be, in no way, inferior to the county buildings, at Lewisburg, in the county of Union; and that, immediately, when said buildings shall be completed, and approved by a grand jury of said county, and a majority of the judges of the court of common pleas of said county, the county seat of said county of Snyder be and the same is hereby fixed, and located, in the borough of Selinsgrove; and the public records shall be removed, by the officers, in charge thereof, from Middleburg, to the new buildings, in the borough of Selinsgrove.

Buildings, construction of, &c.

To be approved by a grand jury and a majority of judges.

Removal of records, relative to.

SECTION 4. That the commissioners of Snyder county are hereby authorized to borrow money, not exceeding twenty thousand dollars, for building purposes; and they are hereby authorized to issue bonds, for the same, in sums of not less than one hundred dollars, at a rate of interest, not exceeding six per cent. per annum; said bonds to mature in one, two and three years.

Authorized to borrow money and issue bonds therefor.

SECTION 5. That the county commissioners of Snyder county be and they are hereby authorized, immediately after the removal of the county seat, to Selinsgrove, as hereinbefore provided, to convey the grounds and buildings, in Middleburg, now used for county purposes, to the persons who subscribed and paid for the purchase and erection of the same.

Property in Middleburg to be conveyed to persons who paid for the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 821.

## An Act

To incorporate the Nippenose Manufacturing Company, in Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Abraham Updegraff, Lewis G. Huling, Abraham Stut-

Commissioners

	ton, Abraham Clinger and G. W. Youngman, or a majority of them, be and they are hereby appointed commissioners, to open books, after having given not less than ten days' notice thereof, in at least one newspaper, published in the borough of Williamsport, receive subscriptions, and organize a company, under the name and style of the Nippenose Manufacturing Company, and as such, shall have power to take and hold lands and real estate, in the county of Lycoming, not exceeding, in quantity, at any one time, twenty acres, and to erect thereon such buildings, et cetera, as may be necessary to carry out the objects of the corporation; to manufacture all kinds of woollen and cotton goods, wares and merchandize, spinning, weaving, carding, and all such work as may be necessary, and to store and traffic in such commodities, for the successful prosecution of their business.
Name.	
Powers and privileges.	
Capital stock.	SECTION 2. That the capital stock of said company shall be fifty thousand dollars, divided into one thousand shares, of fifty dollars each, with the privilege of increasing the same, to an extent, not exceeding one hundred thousand dollars; and made capable, in law, to sue and be sued, implead and be impleaded; to have a common seal, and the same to alter, at pleasure; to sell and convey their real estate, and to purchase, hold, and sell, such personal property as may be necessary to promote the objects of the corporation.
Seal.	
May sell real estate, &c.	
Election of directors.	SECTION 3. That the affairs of said company shall be managed by a board of five directors, one of whom shall be president, who shall be chosen by the stockholders; the first election shall be held, within sixty days after this act shall take effect, of which election public notice shall be given, at least two weeks, in one newspaper published in the borough of Williamsport, aforesaid; and subsequent elections, at such time and place, annually, as the directors shall determine, of which the same notice shall be given; all elections shall be by ballot, and every share of stock, having the required instalments paid in, shall entitle the holder to one vote, in person, or by proxy: <i>Provided</i> , That in case of failure to hold an election, under this act, the former directors shall continue in office until their successors be duly elected; and in case of resignation, or death, of the president, or any director, the remaining directors shall elect a person, to serve till the next annual election.
Notice.	
Votes.	
Failure to hold election, relative to.	
Vacancies.	
Stock transferable.	SECTION 4. That the stock of said company shall be transferable, agreeably to the by-laws which may be adopted by the directors; and the dividends may be declared, and paid, whenever the directors deem it advisable; but said dividends shall, in no case, exceed the amount of actual net profits acquired by the corporation; and if the directors shall make a dividend of more than the actual net profits, the directors, consenting thereto, shall severally be liable to the corporation, in their individual capacities, for the excess so divided and paid.
Dividends, relative to	
When this act to take effect.	SECTION 5. That this act shall not take effect, until five hundred shares shall have been subscribed for, and at least one-fourth of the amount has been paid in; of which a statement, containing the names of the subscribers, and the amount subscribed for, by each, shall be given to the governor, to be filed,



in the office of the secretary of the commonwealth; where- Letters patent upon, the governor shall issue letters patent to said sub- to be issued. scribes.

SECTION 6. That the said corporation may issue bonds, and May issue bonds sell the same, at their market value, notwithstanding it may and sell the be less than par; which bonds may be secured by mortgage, same. on the real estate and franchises of the company; but no bonds shall be issued for a less amount than fifty dollars.

SECTION 7. That the stockholders shall be individually liable, Individual Li- jointly and severally, for debts due mechanics, workmen and bility. laborers, employed by said company, and for provisions furnished, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three: *Provided*, That no stockholder shall be Proviso. held individually liable for any such debt, unless sued for, within six months after such debt shall have been contracted; this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, on the capital Bonus. stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law.

SECTION 8. That the legislature hereby reserves the right Reservation. to amend, alter and repeal this charter, at any time; in such manner, however, that no injustice shall be done to the stockholders.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 822.

## An Act

To establish a ferry over the Ohio and Monongahela rivers, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Ferry authorized.	That David Robinson, James Wood, George K. Gamble, William J. Richardson and James Colvin, their heirs and assigns, shall have the exclusive right to maintain a public steam ferry,
Location.	over the Ohio and Monongahela rivers, from any point, in the borough of West Pittsburg, in the county of Allegheny, below the property, now in possession of Singer, Nimick and Company, and above the landing now known as M'Kee's Ferry landing, to the city of Pittsburg, and the exclusive right and
Privileges.	privilege, to use any streets, wharves, or landings, secured by them; and for that purpose, may purchase, or lease, from individuals, city, or borough, councils, the necessary landings, and, in case they cannot agree with the owners, then to designate the location; and the court of common pleas, on petition
Damages, relative to	of either party, shall appoint three (3) viewers, to estimate the damages, to which the owner, or owners, thereof, may be
Prohibition.	entitled; and all persons are, hereafter, prohibited from landing a ferry, within the limits selected by the parties above mentioned, under a penalty of not less than fifty dollars per day; which fine shall be collected, in like manner, as fines and
Penalty.	penalties are now, by law, collected, one half to the prosecutor, and one-half to the county.
Ferry to kept in good order, &c.	SECTION 2. That the persons named in the first section, their heirs and assigns, shall keep the said ferry in good order and repair, for the transportation and passage of teams and travelers, of all descriptions, and to keep a sufficient number of boats, to avoid all unnecessary delays; and the above named persons, their heirs and assigns, for keeping and maintaining said landings and ferries, as aforesaid, shall receive compensation, therefor, at the following rates, to wit: Foot passengers, (for each male,) not exceeding five cents; foot passengers, (for each female,) not exceeding two cents; for each horse, mule, and rider, not exceeding five cents; for each horse, mule, and buggy, not exceeding ten cents; for each two horses, mules and buggy, or carriage, not exceeding fifteen cents; for each one horse, or mule, and wagon, not exceeding ten cents; for each two horse, or mule, and wagon, not exceeding twenty cents; for every additional horse, or mule, not to exceed five cents; for each head of cattle, not exceeding five cents; for each head of hogs, not exceeding three cents; for each head of sheep, not exceeding two cents, with authority to compound with individuals, families and firms, by the month, or year, at such lesser rates as may be agreed upon: <i>Provided</i> , That nothing, herein contained, shall be construed to interfere with the present landings of the ferry, known as Jones's ferry, unless with the consent of the present owners thereof, so long as they may use the same for the purposes of a ferry.
Rates of charges	
Proviso.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 823.

## An Act

For the relief of William Rutherford, of Bucks county, a soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay William Rutherford, of Bucks county, a soldier of the war of eighteen hundred and twelve, or his order, a gratuity of forty dollars, and an annuity of forty dollars, during the term of his natural life, commencing on the first day of January, Anno Domini one thousand eight hundred and sixty-five, and payable half-yearly, thereafter, on the first days of January and July.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 824.

## An Act

Granting a pension to John L. Miller, Erie county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay John L. Miller, of Erie county, a soldier of the war of eighteen hundred and twelve, or his order, a gratuity of forty dollars, and an annuity of forty dollars, during the term of his natural life, commencing on the first day of January,

eighteen hundred and sixty-five, and payable half-yearly, thereafter, on the first days of January and July.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 825.

## An Act

Granting a pension to Jacob Sanders, Joseph Shillen and Jacob Keefer, of Adams county, and other soldiers, and the widow of a soldier, of the war of eighteen hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay Jacob Sanders, Joseph Shillen and Jacob Keefer, of Adams county; Andrew Krause and Jonah Ogelsby, of Dauphin county; Michael Holcomb, of Cumberland county; Henry Graver, of Schuylkill county; Benjamin Pennel, of Lancaster county, and Catharine Swanger, of Westmoreland county; Jacob Koon, of Philadelphia; Peter Ream and John Slaughter, of Lancaster county; Jesse Wall, of Erie county; William Allison, of Greene county; Philip Umberger, of Dauphin county, and John Bell, of Indiana county, soldiers, and the widow of a soldier, of the war of eighteen hundred and twelve, or their order, a gratuity of forty dollars each, and an annuity of forty dollars each, during the term of their natural lives, commencing on the first day of January, eighteen hundred and sixty-five, and payable half-yearly, thereafter, on the first days of January and July.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 826.

*An Act*

Granting a pension to Catharine Leonard, the widow of Philip Leonard, deceased, soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay to Catharine Leonard, the widow of Philip Leonard, of Lancaster county, a soldier of the war of one thousand eight hundred and twelve, or her order, a gratuity of forty dollars, and an annuity of forty dollars, during the term of her natural life, commencing on the first day of January, one thousand eight hundred and sixty-five, and payable half-yearly, thereafter, on the first days of January and July.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 827.

*An Act*

For the relief of Alexander Lithco, of Lancaster county, and other soldiers, and the widow of a soldier, of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay to William Hantch and Alexander Lithco, of Lancaster county; Samuel Drum, of Juniata county; George Weilandt and Casper Lunering, of Dauphin county; William Vantine, of Philadelphia, and James Peeling, Senior, of York county, soldiers of the war of one thousand eight hundred and twelve, and

to Susan Leach, of Blair county, widow of a soldier, a gratuity of forty dollars, immediately, and an annuity of forty dollars during life, payable semi-annually, commencing on the first day of January, one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 828.

## An Act

Granting a pension to Hugh Baker, of Clarion county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay Hugh Baker, of Clarion county, a soldier of the war of eighteen hundred and twelve, or his order, a gratuity of forty dollars, during the term of his natural life, commencing on the first day of January, eighteen hundred and sixty-five, and payable half-yearly, thereafter, on the first days of January and July.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 829.

## An Act

Relative to the trust estate of D. F. Wallace, and others.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the present, or any future, trustee, or trustees, of the trust estate, under the last will and testament of Robert Blackwell, deceased, of D. F. Wallace, and others, H. W. Ralston, and others, shall, in addition to the investments in the securities, prescribed in this said last will, have power to invest the funds of his, or their, trust, in the loans of this commonwealth, or in loans of the city of Philadelphia, and to sell, or convey, in fee simple, at public, or private, sale, for cash, or mortgage, or ground rent, any part of the real estate held by him, or them, upon the trust created by the last will and testament aforesaid: *Provided however,* That the proceeds, of any real estate sold, be held on the same trusts, as the property was, previously.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 830.

## A Supplement

To an act supplementary to the several acts, in relation to the Green Ridge Improvement Company, now the Green Mountain Coal Company, approved the twenty-fourth day of March, one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Additional privileges conferred.

That the said Green Mountain Coal Company, in addition to the powers and privileges conferred by the act of the twenty-fourth day of March, one thousand eight hundred and sixty-two, may exercise the same powers and privileges, as if the said company had been incorporated under the provisions of the act, approved April twenty-first, one thousand eight hundred and fifty-four, entitled "An Act to enable joint tenants, tenants in common, and adjoining owners of mineral lands, in this commonwealth, to manage and develop the same," and the several supplements thereto.

Authorized to increase capital stock.

SECTION 2. That it shall be lawful for said company to increase its capital stock, to such extent as its directors may deem expedient, and to dispose of the same, or make distribution thereof, among the stockholders, upon such terms, and in such manner, as the directors may determine upon: *Provided*, That the number of shares and increase of capital, hereby authorized, shall be based upon the appreciated value of the land now held, or that may hereafter be acquired, by said company, and shall be limited to an extent, not exceeding six hundred dollars per acre.

Limitation.

May sell any portion of lands, &c.

SECTION 3. That it shall be lawful for said company to sell, grant, bargain and convey any portion of its lands, and to purchase, or acquire, by exchange, or otherwise, other lands, adjacent to lands now owned, or hereafter to be acquired, by said company: *Provided*, That the said company shall not, at any time, own a greater number of acres than three thousand.

Proviso.

Repeal.

SECTION 4. That any provisions, contained in the act incorporating the Green Mountain Coal Company, inconsistent with the provisions of this act, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 831.

## An Act

To regulate proceedings, in the courts of common pleas and quarter sessions of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That hereafter, any one of the law judges of the courts of oyer and terminer and general jail delivery, and quarter sessions of the peace, for the county of Allegheny, shall have full power and authority to hold said courts, for the trial of all indictments, and for the hearing, determining and doing of all matters and things, of which said courts have jurisdiction, except in cases of homicide, which shall be tried by any two of the said judges, either of which may preside at the trial; and if the business of said courts shall, at any time, require it, each of the said judges may hold separate sessions, at the same time, for the trial of criminal cases.

Proceedings in courts of oyer and terminer, quarter sessions, &c., relative to.

SECTION 2. The return days, for the March and December sessions of said courts, shall, on and after December, Anno Domini one thousand eight hundred and sixty-five, be on the first Mondays of March and December, of each year.

Return days, for March and December, fixed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 832.

## A Further Supplement

To the act to incorporate the Eagle Cotton Factory, approved May second, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital stock of the Eagle Cotton Factory may be increased to fifty thousand dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 833.

**An Act**

To annul the marriage contract between Warren Johnson and Janette Johnson.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract, heretofore entered into, between Warren Johnson and Janette Johnson, of the county of Potter, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties, rights and obligations arising therefrom, as fully, and effectually, and absolutely, in all respects, as if they had never been joined in marriage.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 834.

**A Further Supplement**

To an act, entitled "An Act to incorporate the Lombard and South Street Railway Company," passed May sixteenth, one thousand eight hundred and sixty-one, to authorize said company to extend said road, and to create a ferry, across the river Schuylkill, at South street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lombard and South Street Passenger Railway Company are hereby authorized and empowered to extend their said railway track north, by Front, or Water street, to Walnut street; thence down said Walnut street, to Delaware avenue; thence along said Delaware avenue, to Dock street.

Authorized to  
extend their  
road.

SECTION 2. And furthermore, that the said Lombard and South Street Passenger Railway Company are hereby authorized to extend their said railway, by single, or double, track, from the wharf opposite South street, on the almshouse property, of the city of Philadelphia, west, to the Darby road, at, or near, the Woodlands cemetery, by such route as the engineers of the said company may select, but in such manner as to avoid passing through any building of said almshouse; and further, to continue said railway, from the said Darby road, westward, along such streets, and by such roads, opened, or to be opened, for public use, as the said engineers may select, to Fiftieth street, or any point east of said Fiftieth street, as the said company may determine, with power to use any street, or streets, running north, or south, for the purpose of making a circuit.

Further extension may be made.

SECTION 3. And that the said Lombard and South Street Passenger Railway Company are hereby authorized to establish a public ferry, across the Schuylkill river, by steamboats, or other conveyance, from South street wharf, opposite, on the almshouse property; but in no manner to interfere with the free navigation of the said river, or the right of the city of Philadelphia to construct a bridge, across the river Schuylkill, at South street; and to charge and receive such tolls as are customary, and are allowed, by law; and furthermore, are hereby authorized and empowered to make an additional railway track, on Passyunk road, thereby making a double track on said road; and that the said Lombard and South Street Passenger Railway Company can make a circuit, on any streets, west of Sixteenth, from Lombard to South street.

May establish a public ferry, across the Schuylkill, at South street.

Double track, on Passyunk road, authorized, &c.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighteenth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 835.

## A Further Supplement

To an act, entitled "An Act to incorporate the Mount Carbon and Port Carbon Railroad Company, and for other purposes," passed the sixteenth day of July, one thousand eight hundred and forty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to construct branches, and connect the same with other railroads.

Damages, how to be assessed and adjusted.

Charges for tolls and transportation, &c., relative to.

That the Mount Carbon and Port Carbon Railroad Company shall have power to construct such lateral, or branch, railroads, from their main railroad, as may be required by them, for the accommodation of the business of their road, or of any collieries, near to the line of the same, and to connect any of such lateral, or branch, railroads, with any other railroad, in Schuylkill county; and shall have, for the purposes aforesaid, the same powers as are granted by the act of the nineteenth of February, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act regulating railroads;" and all damages for the entry upon, and occupation of, any lands, for the purposes aforesaid, shall be assessed and adjusted, in the manner provided by the said act and its supplements.

SECTION 2. That the Mount Carbon and Port Carbon Railroad Company shall have the same powers, with reference to charges for tolls and transportation, and to the regulation of the same, in regard to the said lateral, or branch, railroads, as have been conferred upon them, in respect to the railroad, heretofore constructed by them.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 836.

## A Further Supplement

To an act to enable the governor to appoint notaries public, and for other purposes, relative to the fees of notaries public in the city of Philadelphia, and requiring every notary public to pay five per cent. of his receipts, into the state treasury.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That all fees, which are now chargeable and receivable, by the notaries public of the city of Philadelphia, shall be increased fifty per centum; that the several notaries public shall make return, under oath, annually, as now required by law; and in lieu of the tax now imposed on these officers, each and every notary public shall pay, into the treasury of the commonwealth, on, or before, the thirty-first day of December, in each



and every year, five per centum of the gross amount of his receipts, respectively; and in case of the neglect, or refusal, of any notary public, to comply with the provisions of this act, for thirty days after the time fixed by law, for making said returns, the commission of such delinquents shall be judged and held, as forfeited and void, and the governor may appoint another person, instead of said delinquent: *Provided*, That the increase, authorized by this act, shall not relate to the fees for the acknowledgment of deeds and mortgages.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twentieth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 837.

## An Act

To entitle the stockholders of any railroad company, incorporated by this commonwealth, accepting this act, to one vote for each share of stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That at all general meetings, or elections, of the stockholders of any railroad company, incorporated by this commonwealth, accepting this act, and held after such acceptance, each share of stock shall entitle the holder thereof to one vote: *Provided*, That nothing, herein contained, shall affect stock held by municipal corporations, or any other provisions of the charter of such company, except such as relate, exclusively, to the number of votes, to which the holders of the shares of stock therein may be entitled.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twentieth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 838.

## An Act

To incorporate the North American Mining Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Titus S. Emery, R. Berkley Fitts, Abel S. Small, Henry B. Leach, W. L. Gilroy, Jno. S. Thackray, Geo. P. Fitts, W. J. Linnard and W. D. Chillson, and their associates and successors, be and they are hereby created a body politic, by the name, style and title of the North American Mining Company, and by that name, shall have perpetual succession, and may sue and be sued, plead and be impleaded, in all courts of record, and elsewhere; and be capable of receiving and granting, in its corporate name, property, real, personal and mixed, and of holding, and improving, and working, mines and mineral lands, wherever situated, and exploring, locating and leasing, and disposing of privileges to work, such lands and mines, or any part thereof, and to separate metals from ores, and do such other acts and things, as may belong to the mining business, as to the said corporation may seem proper.

Title.

Privileges.

By-laws.

**SECTION 2.** That the said company shall have power to make such by-laws, as they may deem suitable, to enable them to carry out the objects of the corporation and the government of the same, and the same to alter, amend, add to, or repeal, at their pleasure, and to adopt a common seal, and to alter the same: *Provided*, That the said by-laws shall not be contrary to the constitution and laws of the commonwealth of Pennsylvania, and of the United States.

Seal.

Capital stock.

**SECTION 3.** That the capital stock of the company shall not exceed five hundred thousand shares, which may be assessed as the requirements of the company may demand, for the purpose of carrying on its general business affairs, but, in no case, shall the shares be assessed to an amount exceeding ten dollars each, the par value of which shall be fixed by the by-laws of the company; and its general business management shall be under the direction of a board of not less than seven, or more than thirteen, of its stockholders, to be elected, annually, by the stockholders, at such time, and in such manner, as the by-laws shall provide, but they shall hold office until their successors shall be elected.

Management.

Offices.

**SECTION 4.** That the company may carry on its business, and establish necessary offices, under the direction of its board of officers, in such places as they may deem expedient and promotive of the greatest public benefit, but its principal

office shall be fixed by its by-laws, and may be, in Philadelphia.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 839.

## An Act

Relating to the use of tunnels and bridges by railroad companies.

WHEREAS, Railroad companies incorporated by, or authorized to run within, the state of Pennsylvania, have erected and constructed, or may erect and construct, for the use of their roads, bridges and tunnels, and at an expense vastly beyond the proportionate cost of a like distance of any other part of their lines :

*And whereas*, Other railroad companies have, or may be authorized to connect their roads with, and use, the railroads of the company, so constructing such tunnels, or bridges :

*And whereas*, It is proper that the companies, so using, should pay, for such use, a sum, in some degree proportionate to the cost of such tunnel, or bridge, so used ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That in each and every case, in which any railroad company has been, or is, authorized to connect with, and use, the railroad of any other company, and in the exercise of such right, shall use any bridge, or tunnel, constructed by any other railroad company, then, and in each and every such case, it shall be lawful for the company, the road, bridge, or tunnel, of which it is so used, to charge a sum equal to one-half the interest, at the rate of seven per cent. per annum, upon the cost of the bridge, tunnel, and part of the road, so used, and one-half of the cost of repairing, working and maintaining the same : *Provided always*, That if the company, so using the said roadway, bridge, or tunnel, shall transport, or have transported, thereon, a greater amount of freight and passengers than are transported thereon, by the company owning the same, then, and in such case, it shall be lawful for the company, so owning such roadway, bridge, or tunnel, to re-

quire payment of such amount of interest, at the rate aforesaid, and of the expenses of repairing, working and maintaining the same, as shall be in proportion to the amount of business, so done thereon, by the company using the same: *And provided further*, That nothing, herein contained, shall be construed to affect the right of any company to enter into a contract, with respect to such use, nor to affect any contract already made.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 840.

## An Act

To incorporate the Erie and Western Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

Corporators.

Title.

Powers and privileges.

Prohibition.

That O. W. Barnes, Edward Smith, Joseph D. Potts, Frank Thompson, J. V. Elwell, R. D. Barclay, and their associates and successors, be and they are hereby incorporated into a body corporate and politic, by the name, style and title of the Erie and Western Transportation Company, and by the said name, style and title, the company shall have perpetual succession, and be able and capable, in law, to sue and be sued, plead and be impleaded, to have a common seal, and to build, receive, possess, employ and dispose of, ships and vessels, with their appurtenances, and the steam engines and other machinery, necessary and proper for the propulsion and navigation thereof, by the use of steam, and to hold all, and use the necessary easements for loading and unloading, receiving and delivering merchandize, transported, or to be transported, in said ships, or vessels, so as to be customarily navigated by them; and further, to have all such rights and powers as are, or may be, incident to a corporation, having for its object the transportation of goods, wares, merchandize, and the transportation of mails and passengers, by the means of steam navigation, to and from the city of Erie, Pennsylvania: *Provided*, That nothing, herein contained, shall be construed to



confer, on the said corporation, any banking, or mining privileges, or hold real estate, excepting such as may be deemed necessary to accommodate the company's vessels and business, or such as may be conveyed to said corporation for, or in payment of, debts.

SECTION 2. That the persons, named in the first section of this act, shall be directors of the said corporation, until their successors are chosen, by the stockholders, with power to choose, from amongst their number, a president; an election for five directors shall be held, on the first Wednesday of May, Anno Domini one thousand eight hundred and sixty-five, and annually, thereafter, on the first Wednesday of February; of which elections, public notice shall be given of the time and place; but no failure to elect directors, at the time named, shall work as a non-user, but those in office shall continue therein until others are duly chosen.

SECTION 3. That the capital stock of said company shall be divided into shares of fifty dollars each, and shall consist of ten thousand shares, with the privilege of increasing the same, from time to time; and the persons holding said stock shall be entitled to one vote, for each share of stock held by them, and may vote either in person, or by proxy; the shares of stock, aforesaid, may be transferred by the owner, or owners, thereof, their executors, or administrators, or attorney, duly and lawfully authorized, in a book to be provided for that purpose, and in such manner as the directors shall direct.

SECTION 4. That dividends of the profits of the said Erie and Western Transportation Company, as shall appear advisable to the directors, shall be declared and paid to the stockholders, at least once in each year; but they shall, in no case, exceed the amount of net profits, actually made and acquired, after deducting all losses and expenses; and if the directors shall declare and pay any dividend by which the capital stock of the company shall be impaired, they shall be jointly and severally liable, for so much of the capital stock as may be thus impaired and divided, which shall be recoverable, by any party aggrieved, or injured, in an action recoverable for debts, as in other cases.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM. J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 841.

*An Act*

Authorizing the purchase, by railroad companies, of branch, or connecting, roads.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That when any railroad shall be sold and conveyed, by virtue of any mortgage, or deed of trust, or under and by virtue of any process, or decree, of any court of this state, or of the circuit court of the United States, it may be lawful for any company, of which the railroad connects therewith, to purchase and pay for the same, to issue their own stock, for such amount as the purchasers may deem the full and fair value thereof, and to hold and enjoy the railroad, so purchased, with all the rights, privileges and franchises, and with the same rights to charge for tolls, transportation and car service, and subject to the same restrictions, as were held, enjoyed and limited by, and in respect to, the company, of which the road may be so sold.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 842.

*An Act*

Authorizing the Western Transportation Company to purchase the stock and lands of any railroad company, and to lease railroads.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the rights and privileges conferred upon railroad companies, by the act, approved the twenty-third day of April, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act relating to certain corporations," be and the same are hereby extended to, and may be enjoyed by, the Western Transportation Company; and the said company may enjoy the said rights and privileges, with respect to all railroad companies and railroads now incorporated, or which may hereafter be incorporated, within the state of Pennsylvania; and that the rights, so extended, and hereby granted, shall also apply to such roads as are mentioned and referred to, in a supplement to the act incorporating the said Western Transportation Company, approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-eight: *Provided*, That the said, the Western Transportation Company, shall only have authority, by virtue hereof, to lease railroads that are directly, or by means of other railroads, connected with any railroad leased, or which may hereafter be leased, by them.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 843.

## An Act

Authorizing the Central Transportation Company, a corporation created under the general laws of Pennsylvania, to increase its capital.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Central Transportation Company be and they are hereby authorized to increase their capital stock, from time to time, to any amount, not exceeding two millions of dollars, paying into the state treasury, upon all such increase, the usual tax, or bonus, upon the capital, in the same proportion that has been paid upon their present capital, or that may

hereafter be required, by any general law of the state, when such increase is made.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 844.

## An Act

To incorporate the Petrolia Gas and Water Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

<b>Commissioners.</b>	That F. Bishop, D. W. M'Lane, W. H. Ewing, J. J. Winger, Wilson Davis, J. H. Shively, P. H. Siverly, W. H. Steffee, J. R. Say, William Phillips, William L. Lay, George S. Leidy, Eugene Ferren, James M. Bredin, Henry M'Kim, Hugh C. Graham, Walter R. Johns, or any seven of them, be and they are hereby appointed commissioners, and authorized and empowered to open books, receive subscriptions, and organize a
<b>Title.</b> <b>Capital stock.</b>	company, by the name, style and title of the Petrolia Gas and Water Company, with a capital stock of fifty thousand dollars, to be divided into shares of not less than ten dollars each; and said company shall have the exclusive right to supply the borough of Oil City, Laytonia and vicinity, in Venango county,
<b>Privileges.</b>	with gas and with water, by pipes, and, also, to all such persons, partnerships, firms and corporations, residing, or doing business, therein, as may desire the same, at such prices as
<b>Subject to.</b>	may be agreed upon; and be subject to all the restrictions, and entitled to all the powers, and rights, and privileges, of an act to provide for the incorporation of gas and water companies, approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and the several supplements thereto, except so far as it and they are altered, or supplied, by this act.

<b>Capital stock</b> <b>may be increased.</b>	<b>SECTION 2.</b> That the said company shall have power, by a vote of the majority of the stockholders, at a meeting convened for that purpose, to increase the capital stock, to such an
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amount as will enable it to carry out the purposes of its organization.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 845.

## An Act

To incorporate the Lehigh Rolling Mill Company, under the provisions of the charter of the Allentown Iron Company, and its supplements, and increasing its capital stock.

SECTION 1. *Be it enacted by the Senate and House of representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the Lehigh Rolling Mill Company, a company incorporated under an act of the general assembly of this commonwealth, of the seventh of April, Anno Domini one thousand eight hundred and forty-nine, and its several supplements, commonly called the general manufacturing law, the principal place of business of which is in Lehigh county, shall have all the rights and privileges, and be subject to all the restrictions, granted to the Allentown Iron Company, by its charter of incorporation, by act of the general assembly of this commonwealth, approved the twelfth day of April, eighteen hundred and fifty-one, with the privilege, at any time, of increasing its present capital stock, of one hundred and twenty-five thousand dollars, to five hundred thousand dollars.

Certain rights and privileges extended to the Lehigh Rolling Mill Company.

May increase capital stock.

SECTION 2. That if the board of directors of the Lehigh Rolling Mill Company shall conclude to accept this bill, they shall meet, within sixty days from the time of its approval by the governor, and give notice, to that effect, to the secretary of the commonwealth, who shall endorse the same upon their charter papers, on file in his office; and that, from and after such meeting of said board of directors, and the notice aforesaid, said Lehigh Rolling Mill Company shall be deemed to be acting under the same charter, and no other, as the Allentown Iron Company, except in so far as the same may be changed by this act; this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, on the

Notice of the acceptance of this act to be given to the secretary of the commonwealth.

Bonus.

Tax on dividends.

Individual liability.

capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided, by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 846.

## A Further Supplement

To an act for the regulation of the militia of this commonwealth, providing for the organization of a Reserve Brigade, in the city of Philadelphia.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

The organization of a reserve brigade, in Philadelphia, authorized.

That in addition to the brigades of the first division, of the city of Philadelphia, authorized by the act, to which this is a supplement, there shall be organized, within the city of Philadelphia, another brigade, to be called the Reserve Brigade, which shall consist of one regiment of artillery, three regiments of infantry and one squadron of cavalry, for the special defence of said city.

When and how election of regimental officers to be held.

*SECTION 2.* Whenever five uniformed companies, of seventy-seven men each, shall be organized, the brigade inspector, hereinafter provided for, shall form the same into a regiment, and shall give notice, to the line officers, of an election, to be held for the choice of suitable persons to fill the offices of colonel, lieutenant colonel and major, in such regiment, giving at least two days' notice of the time and place of all such elections, and he shall preside thereat; but where companies have been already organized into a regiment, and elected their officers, they shall continue in office, until the expiration of the time

for which they may have been elected; and the squadron of cavalry shall have a major commandant, who shall be elected as above directed; companies, battalions, or regiments, serving together, shall have precedence, according to arms and priority of organization.

SECTION 3. A brigade inspector shall be appointed by the governor, who shall have all the powers, and be subject to all the liabilities, and entitled to all the privileges, imposed on brigade inspectors, by the law to which this is a supplement.

SECTION 4. The first regiment of infantry, Gray Reserve, as at present organized and inspected, shall form the first regiment of the brigade authorized by this act.

SECTION 5. Nothing in this act shall be construed as exempting the members of the Reserve Brigade, between the ages of eighteen and forty-five, from being drafted into the service of the state.

SECTION 6. No member of any company of any regiment, forming the Reserve Brigade, shall be supplied with arms, until he shall first have taken and subscribed an oath, or affirmation, to support the constitution of the United States and of the commonwealth of Pennsylvania; which oath, or affirmation, shall have been duly administered and certified, by some one duly authorized, by law, to administer oaths and affirmations.

SECTION 7. That as soon as the two regiments are regularly organized, an election shall be held for brigadier general, who shall hold his office until the first Monday of July, one thousand eight hundred and sixty-nine, unless the brigade is sooner disbanded, by the major general of the First division.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 847.

## An Act

Providing for a free bridge, over the river Schuylkill and canal, at Manayunk.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the city of Philadelphia is hereby authorized, empowered and directed to purchase all the bridge property, and the contiguous land, appurtenant thereto, now owned and held by the Manayunk Bridge Company, and erected by them, in pursuance of the provisions of an act to authorize the governor to incorporate a company, to construct a bridge over the river Schuylkill and canal, at Manayunk, approved the twenty-fourth day of March, one thousand eight hundred and thirty-two, together with the franchises of said company; and the said company is authorized, empowered and directed to make a conveyance of all its said property and franchises, to the said city of Philadelphia; and within six months from the passage of this act, the court of common pleas of the county of Philadelphia shall appoint three persons, as commissioners, not having any interest in the said bridge company, who shall proceed to examine and estimate the value of the said bridge property, which the said company have therein, and certify the same to the mayor of the city of Philadelphia, who shall, at the next meeting of councils of the city, present the report of said commissioners, certifying the value of said bridge; and whenever the councils shall appropriate, to the said bridge company, the amount, so certified, their right to take toll on the said bridge, together with all their right, title, claim and interest therein, shall cease and determine; and the directors of said company are hereby authorized, empowered and directed to make said conveyance; and upon execution and delivery of a deed, for said premises and franchises, the title thereto shall vest in the said city of Philadelphia, their successors and assigns, as fully, completely and absolutely as the same were held, or owned, by the Manayunk Bridge Company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



## RESOLUTIONS

PASSED SESSION OF EIGHTEEN HUNDRED AND SIXTY-FIVE.

No. 1.

*Joint Resolution*

To remove all legal disabilities that now exist, or may hereafter exist, by the laws of this commonwealth, relative to the enlistment of veterans in Hancock's Corps.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That all veterans who have, or who may hereafter enlist from Pennsylvania, in the corps recently ordered, by the general government, to be raised by Major General Hancock, whether soldiers, or officers, shall be entitled, they and their families, to all the benefits, pensions, gratuities, or other advantages, that are now, by law, bestowed, or shall hereafter be bestowed, by law, on any soldier, or officer, or their families, in any branch of the military service of this state, or of the United States.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The nineteenth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 2.

*Resolution*

To pay James Roller, for services as clerk, in the contested election of Schofield against De Haven.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,*

That the state treasurer be required to pay James Roller, as clerk in the contested election case of Schofield against De Haven, the per diem allowance made by existing law, together with the usual mileage allowed by law, upon the presentation of a certificate, embodying the facts, duly made out, by the chairman of said committee, to the state treasurer, concerning the length of time served by the said Roller.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-sixth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 3.

### Joint Resolution

Relative to the pay of John B. Chambers, late a member of the House of Representatives.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the state treasurer be and he is hereby authorized and required to pay John B. Chambers four hundred dollars, in full, for pay and mileage, while his seat, in the House of Representatives, was contested.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

## No. 4.

**Joint Resolution**

Relative to the re-payment, by the United States, of certain moneys, advanced by the commonwealth of Pennsylvania, to pay the volunteer militia of eighteen hundred and sixty-three.

WHEREAS, The United States are indebted to the commonwealth of Pennsylvania, in the sum of seven hundred and thirteen thousand dollars, with interest on the same, from the eighth day of September, Anno Domini one thousand eight hundred and sixty-four, for money advanced to pay the volunteer militia of eighteen hundred and sixty-three, which was promised to be paid by the general government, as appears by the telegram of the secretary of war to Governor Curtin, bearing date the twenty-second day of July, Anno Domini eighteen hundred and sixty-three; therefore,

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the President is hereby respectfully requested to recommend congress to make the necessary appropriation to pay said sum; and we further request the senators and representatives of this state, in the congress of the United States, to earnestly urge, and vote for, an appropriation to pay the same; that the governor be and he is hereby requested to cause a copy of the foregoing preamble and resolutions to be transmitted to the President, and each of the senators and representatives of this state, in the congress of the United States.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

## No. 5.

**Joint Resolution**

Relative to the pay of witnesses, in contested election cases.

SECTION 1. *Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General*

*Assembly met*, That the pay of witnesses, attending contested elections of members of the present legislature, shall be three dollars per diem, and the usual mileage.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 6.

## Resolution

To provide for compensation to Charles Wilson, a returned member of the House of Representatives, from the district composed of the counties of Lycoming, Union and Snyder.

WHEREAS, The select committee, to whom was referred the petition of sundry citizens of the district, composed of the counties of Lycoming, Union and Snyder, having reported in favor of the contestant, Gervase B. Manley, whereby Charles Wilson, the returned member, is excluded from the seat held by him; therefore,

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met*, That the state treasurer be and he is hereby directed and required to pay, out of any moneys in the treasury, not otherwise appropriated, unto the said Charles Wilson, the sum of four hundred dollars, in full, for his pay and mileage; and that a sum, sufficient for that purpose, is hereby appropriated therefor.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 7.

## Resolution

Authorizing the Auditor General to issue warrants, for the payment of military claims, due officers of the volunteer service, settled by the board of military claims, for services rendered, prior to the date of their commissions.

WHEREAS, Claims of captains and other officers, recruiting companies and parts of companies, in the volunteer service, have been examined, settled and passed, by the board of military claims, and now remain in the auditor general's office, for want of authority, in the auditor general, to issue warrants for claims for services prior to the date of such officers' commissions; therefore,

*Resolved*, That the auditor general be and is hereby authorized and required to issue his warrants, for the payment of claims, so settled and passed, by the board of military claims, for the amount, so found due, to claimants, for services prior to the date of their commissions, respectively.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "Resolution authorizing the auditor general to issue warrants, for the payment of military claims, due officers of the volunteer service, settled by the board of military claims, for services rendered, prior to the date of their commissions," was presented to the governor, on the twenty-sixth day of January, one thousand eight hundred and sixty-four, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *February 9*, 1865.

No. 8.

**Resolution**

Relative to additional clerks in the surveyor general's office.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the surveyor general is hereby authorized to employ such additional clerks, and for such length of time, as may be necessary, for the prompt despatch of the business in the office of the surveyor general; the number of clerks, and the time for which they are to be employed, to be subject to the approval of the governor.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 9.

**A Joint Resolution**

Explanatory of so much of the eighth section of the act of twenty-fourth August, one thousand eight hundred and sixty-four, as appropriates the sum of five thousand dollars for payment of regimental flags.

WHEREAS, The eighth section of the act of twenty-fourth August, Anno Domini one thousand eight hundred and sixty-four, appropriated such further sum, not exceeding five thousand dollars, as may be necessary to re-place the flags of regiments, already in the field, during the present financial year,

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That it was the true intention and meaning of said act, to apply the said appropriation, of five thousand dollars, to

payment, also, for regimental flags furnished new regiments, either organized, or to be organized, and sent to the field.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 10.

## A Resolution

To pay the clerk of the committee, in the case of the contested election of Samuel H. Orwig.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the state treasurer be and he is hereby directed to pay Henry C. Demming, the clerk to the committee on the contested election of Samuel H. Orwig, a member of the House, out of any money, in the state treasury, which may be unappropriated, the usual per diem pay and mileage, directed by law, upon the certificate of the chairman of the select committee, of the time of service, and mileage traveled.*

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 11.

## Joint Resolution

Relative to the development of the mineral resources of Pennsylvania,  
and increase of revenue.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the governor is authorized to take measures to obtain a full statement of the increase in the material wealth of Pennsylvania, from the recent development of its mineral resources, and to present such facts and estimates to the next legislature, with such recommendations, in regard to an increase of the revenue therefrom, as he may deem most conducive to the interests of the commonwealth; the necessary expense to be paid by the state treasurer, upon the order of the governor, and accounted for, to the auditor general, in the usual manner.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 12.

## Resolution

Relative to forwarding reports of certain select committees of the House of Representatives, and other documents, and the pamphlet laws.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the state treasurer be authorized to pay, to the clerks of the Senate and House of Representatives, each, the sum of two hundred and fifty dollars, or so much as may be necessary, for expenses of forwarding, to members, the reports of the Gettysburg battle field, and reports of the select committees to examine into alleged frauds, in soldiers' votes, and prison and alms-house discipline, all of which are to be



furnished after the final adjournment; and that the appropriation, in section twenty-ninth of the act to provide for the ordinary expenses of the government, and other general and specific appropriations, providing for the distribution of the laws and journals, by the secretary of commonwealth, be increased to thirteen hundred dollars.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 13.

### Joint Resolution

Relative to the printing of the Reed Memorial.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the account of the state printers, for furnishing to the House and Senate, under the direction of a committee of the House of Representatives, appointed for that purpose, the proceedings of the legislature, relative to the death of Doctor R. R. Reed, be settled by the auditor general, and paid by state treasurer, out of any moneys, not otherwise appropriated: *Provided,* That said account shall be duly certified to, by the chairman of said committee, as to the correctness of the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 14

## Joint Resolution

Of request, to the Secretary of War, to secure the release of certain unarmed citizens of this commonwealth, from rebel imprisonment.

WHEREAS, During the battle of Gettysburg, certain unarmed citizens of this commonwealth were captured by the rebel forces, taken to Richmond, and afterwards sent to Salisbury, where they yet remain, in close confinement, in rebel prisons; therefore,

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the secretary of war be respectfully requested to use his utmost official exertions, to secure the release of J. Crawford Guinn, Alexander Harper, George Codori, William Harper, Samuel Sitzer, George Patterson, George Arendt and Emanuel Trostle, and such other civilians, citizens of Pennsylvania, as may now be in the hands of the rebel authorities, from rebel imprisonment, and have them returned to their respective homes, in Pennsylvania.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN

## APPENDIX—1860.

No. 848.

### An Act

To incorporate the North American Transit Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Joseph G. Henszey, Elihu Pedrick, E. W. Stearns, Charles A. Stout, E. C. Wallace, Lloyd C. Evans, George K. Knight, Franklin Lawrence, William Elliot, William G. Audenried, of the counties of Philadelphia and Montgomery, those who may hereafter become associated with them, their successors, are hereby constituted and declared to be a body politic and corporate, in law and otherwise, by the name, style and title of the North American Transit Insurance Company, and by the same name, shall have perpetual succession, shall make and establish a common seal, with the privilege of altering and renewing the same, at pleasure; shall sue and be sued; shall purchase, lease, or dispose of, property; and shall ordain, establish and put in execution such by-laws, ordinances and regulations, as shall appear necessary and convenient for the government of the corporation, not being contrary to this charter, or the laws of this commonwealth, or of the United States, and generally to do and transact all such matters and things, as shall to them lawfully appertain to do, and transact, for the well being, ordering and management of the corporation.

Corporators.  
Title.  
Seal.  
Privileges.  
By-laws.

SECTION 2. That the capital stock of said company shall consist of twenty-five hundred shares, of twenty dollars each, with the privilege of increasing the same, as may be deemed necessary, to ten thousand shares.

Capital stock.

SECTION 3. That when one thousand shares of stock shall have been subscribed for, and five per cent. of the same shall have been paid in, in cash, a majority of the corporators, above named, shall so certify, to the governor, who shall then, under his hand and seal of state, issue letters patent to said company; whereupon, the said subscribers, and their successors, shall become endowed with all necessary corporate privileges.

When letters patent to be issued.

SECTION 4. The object and business of said corporation is prescribed to be, the insuring of travelers, by steamboat, railroad, or other means of conveyance, against injury to body,

Object.

or loss of life, upon such terms as may be agreed upon by the contracting parties.

Directors, election of.

SECTION 5. The affairs of said company shall be managed by a board of ten directors, who shall be elected, within thirty days after letters patent shall have been issued, and annually, thereafter; but no failure to elect, at the time appointed, shall work as a non-user, but the directors, being in office, shall continue until their successors are duly elected; said directors shall organize, by electing one of their number president; also, a treasurer, secretary, and such other officers as they may deem proper.

Officers.

Authorized to establish branch offices.

SECTION 6. It shall be lawful for the company, hereby incorporated, to establish branch offices and agencies, at such points as may be necessary, to enable them to best conduct their business; and the corporate seal of said corporation shall be used at such agencies, under the direction of the president and managers, if deemed necessary; and said seal, when used, under the proper sanction, and attached to policies of insurance, shall effectually bind the said company to the provisions set forth upon the face of said policy; and any fraud, counterfeit, or misdemeanor, practised upon said seal, or upon any of the certificates of said company, shall be punishable, in like manner, as frauds upon other policies, tickets, or certificates, are punishable, by law, in this commonwealth.

Use of seal, &c., relative to.

Penalty for counterfeiting seal, or certificates.

Insurances, relative to.

SECTION 7. Insurances may be effected for the benefit of either the insured, or of such person, or persons, as he, or she, may direct.

Dividends.

SECTION 8. The directors of said company may declare annual, or semi-annual, dividends, out of the profits of said corporation: *Provided*, That should the dividends exceed ten per cent. per annum, then the said company shall pay, to the treasury of the commonwealth, for the use of the state, five per cent. of the excess of dividends over ten per cent., as aforesaid.

Bonus.

SECTION 9. That the said company shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock of said company, and upon any increase thereof, payable in four equal, annual, instalments, the first payment to be made, in one year from the date hereof.

ISAAC A. SHEPPARD,

Speaker *pro tem.* of the House of Representatives.

WILLIAM M. FRANCIS,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty.

WM. F. PACKER.



## APPENDIX—1861.

No. 849.

**An Act**

To incorporate the Harrisburg City Passenger Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That A. O. Hiester, A. Boyd Hamilton, John H. Berryhill, Corporators.

W. K. Verbeke, A. J. Jones, David Mumma, junior, John C. M'Allister, John Reel, J. W. Jones, Leander N. Ott, John A. Smull, George W. Reily, George W. M'Calla, R. L. Muench, Lewis Heck, J. B. Boyd, and such others as may be associated with them, their heirs and assigns, are hereby constituted a body corporate, by the name and style and title of the Harrisburg City Passenger Railroad Company, and as such, shall have power to lay out and construct one, or more, railways, with double, or single, tracks, with turn-outs, commencing in the Market square, in the city of Harrisburg, and extending to any point, within said city; for which purpose, they are hereby authorized to occupy any of the streets of said city, now opened, and which shall hereafter be opened, with the privilege of extending the same to John C. M'Allister's stone house, in Susquehanna township, in the county of Dauphin, with single track and turn-outs, constructed upon the bed of the turnpike, running along the east bank of the Susquehanna river, or upon any other public road, now opened, or which may hereafter be opened, between said points; and the said company shall have power to convey passengers, and all kinds of produce, over said routes; and they shall have the right to purchase real estate, and erect thereon such buildings and improvements as may be necessary, or deemed expedient, for the purposes and convenience of said company; and, also, to purchase the necessary equipments, such as horses, cars and other vehicles, for the conveyance of passengers, or produce, over said railways.

Title.

Powers and privileges.

SECTION 2. That the capital stock of said company shall consist of three thousand shares, at twenty-five dollars each: Capital stock.

*Provided*, That said company shall have power, by a vote of the stockholders, convened for that purpose, to increase their capital stock, as much as, in their opinion, shall, or may, be necessary to carry out the full and true intent and meaning of this act: *And provided further*, That said company shall have power to issue certificates of stock to each of the stockholders, with coupons attached, each of which shall entitle the

Certificates of stock, relative to.

holder to one passage over said roads; the whole number of which coupons shall, in the aggregate, amount to sufficient to pay six per cent. on his, or her, stock, at such rates as may be fixed by said company.

**Dividends.** SECTION 3. That dividends of so much of the profits of said company, as shall appear advisable to the directors, shall be declared, in the months of January and July, in each and every year, to be paid at any time, after ten days from the time of declaring the same: *Provided*, That said company shall have credit from all stockholders, who have used their coupons, as provided in section second of this act, to the extent to which the same were used; and the amount of the same to be deducted from the dividends due such stockholders.

**Seal.** SECTION 4. That the said company shall have a common seal, and the same to alter and renew, at pleasure; and, also, to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary, or convenient, for the government of said corporation, and not being contrary to the laws and constitution of the United States, or of this commonwealth; and generally to do, for the well being of the said corporation, and the due ordering and managing of the affairs thereof.

**Election of officers.** SECTION 5. That the said company shall have power to elect, or appoint, a president and five directors, a majority of whom, with the president, shall be citizens of Dauphin county, and such other officers as may be deemed necessary and expedient; and in every election for officers, each share of stock shall entitle the holder to one vote.

**Votes.** SECTION 6. That said company shall have power to raise, on bonds, any sum, not exceeding one-half of their capital stock, for the purpose of carrying out the true intent of this act: *Provided*, That no bond shall be issued for a less sum than one hundred dollars, and at a rate of interest not exceeding seven per centum.

**Authorized to issue bonds.**

**Limitation.**

STATE OF PENNSYLVANIA, }  
Hall of the House of Representatives. }

I, A. W. Benedict, Clerk of the House of Representatives, do hereby certify, that the foregoing is a *verbatim* copy of the original act, entitled "An Act to incorporate the Harrisburg City Passenger Railroad Company," in the county of Dauphin, as the same remains on the files of the House of Representatives, and which, by the journal of the House of Representatives, for the session of 1861, appears to have been signed by the governor, and information thereof, by message, transmitted to the House of Representatives. In testimony whereof, I have hereunto set my hand, this, the eleventh day of May, one thousand eight hundred and sixty-four.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

[Certified in accordance with the provisions of an act of the general assembly, entitled "Joint resolution to supply certain records and papers," approved March sixteenth, one thousand eight hundred and sixty-four.]

No. 850.

*An Act*

To incorporate the Aladdin Oil Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That H. Brady Wilkins, William H. Denny, Henry M. Murray, John T. Johnson, F. J. Brereton, James B. Murray, William C. Denny, K. P. M'Dowell, or a majority of them, be and they are hereby appointed commissioners, to open books of subscription, in the city of Pittsburg, after giving not less than ten days' notice of time and place, in one or more newspapers, published in said city, for the purpose of receiving subscriptions to, and organizing a company, under the name, style and title of the Aladdin Oil Company; which company shall have power to take and hold lands and real estate, in the county of Armstrong, not exceeding, in quantity, at any one time, five hundred acres; and to mine, prepare for market, sell and dispose of, any cannel and bituminous coal, iron ores and other minerals, or products, of their lands, and to manufacture lubricating and illuminating oils, iron, or other products of their minerals, or lands, and to convey the same to market, and to grant leases of said lands, or any portion thereof.

Commissioners.

Title.

Powers.

SECTION 2. That the capital stock of said company shall be one hundred thousand dollars, divided into four thousand shares, of twenty-five dollars each; and the said company is hereby declared and made capable, in law, to sue and be sued, implead and be impleaded, to have a common seal, and the same to alter, at pleasure; to sell and convey the real estate, and to purchase, hold and sell such personal property, as may be necessary to promote the objects of the corporation.

Capital stock.

Seal.

Privileges.

SECTION 3. That the affairs of said company shall be managed by a board of not less than five, nor more than nine, directors, one of whom shall be the president, who shall be designated by the stockholders; the first election shall be held, within sixty days after this charter shall take effect, of which election public notice shall be given, at least two weeks, in one newspaper, published in the city of Pittsburg, and subsequent elections, at such time and place, annually, as the directors shall determine, of which the same notice shall be given; all elections shall be by ballot, and every share of stock, on which all required instalments shall be paid, shall entitle the holder thereof to one vote, either in person, or by proxy: *Provided*, That in case of failure to hold an election, under this act, the former directors shall continue in office until their successors be duly chosen; and in case of resignation, or death, of the president, or any director, the remaining direc-

Directors, election of, &amp;c.

Notice to be given.

Votes.

Failure to hold election, relative to.



Vacancies, how to be filled.	tors shall elect a person to serve until their successors are duly chosen.
Stock transferable.	SECTION 4. That the stock of said company shall be transferable, agreeably to the by-laws, which may be adopted by the directors; and that dividends may be declared and paid, whenever the directors deem it advisable; but said dividends shall, in no case, exceed the amount of actual net profits acquired by the corporation; and if the directors shall make a dividend of more than the actual net profits, the directors consenting thereto shall severally be liable, to the corporation, in their individual capacities, for the excess so divided and paid; and the said company shall pay, into the state treasury, a bonus of two and one-half per cent. on the capital stock, hereby authorized, in three equal, annual, instalments, in lieu of any and all taxes upon dividends; the first of which instalments shall be paid, within one year from the date of the issue of letters patent, herein provided for.
Dividends.	
Bonus.	
When act to take effect.	SECTION 5. That this act shall not take full effect, until one thousand shares shall have been subscribed for, and at least one-half of that amount have been actually paid for, in cash; of which a statement, containing the names of the subscribers, and the amount subscribed by each, shall be given to the governor, to be filed in the office of the secretary of the commonwealth; whereupon, the governor shall issue letters patent to the said subscribers, as corporators, under the name, style and title aforesaid.
Letters patent.	
May issue bonds, secured by mortgage.	SECTION 6. The said corporation may issue bonds, bearing a rate of interest, not exceeding ten per centum per annum, with, or without, a clause, making them convertible into the stock of the company, at the option of the holder, and with power to sell the said bonds, at their market value, notwithstanding said market value may be less than par, and which bonds may be secured by mortgage of the property and franchises of the company; but no bond shall be issued for a less sum than one hundred dollars.
Proviso.	
Individual liability.	SECTION 7. That the stockholders of said company shall be individually liable, jointly and severally, for debts due to mechanics, workmen and laborers, employed by said company, and for country produce furnished for said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three: <i>Provided</i> ,
Proviso.	That no stockholder shall be held individually liable for any such debt, unless the same be sued for, within six months after being due and payable.
Reservation.	SECTION 8. That the legislature hereby reserves the right to alter, amend and repeal this charter, at any time; in such manner, however, as that no injustice shall be done to the stockholders; and this charter shall extend for a period of twenty years.
Limitation.	

I, George W. Hamersly, Clerk of the Senate of Pennsylvania, do hereby certify, that the foregoing is a correct *verbatim* copy, of the original act, entitled "An Act to incorporate the



Alladin Oil Company," as the same remains on the files of the Senate of this commonwealth; and which, by the journal of said Senate, for the session of eighteen hundred and sixty-one, appears to have been signed by the governor of this commonwealth, on the first day of May, eighteen hundred and sixty-one, and information thereof, by message, transmitted to the Senate.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, January 26, 1865.

[Certified in accordance with the provisions of an act of the general assembly, entitled "Joint resolution to supply certain records and papers," approved March sixteenth, one thousand eight hundred and sixty-four.]

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## APPENDIX—1863.

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No. 851.

*In Art*

To annul the marriage contract between Henry Neelis and Annie Neelis,  
his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract, entered into between Henry Neelis and Annie, his wife, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties, rights and obligations, arising therefrom, as fully and effectually and absolutely, in all respects, as if they had never been joined in marriage.

JOHN CESSNA,

Speaker of the House of Representatives.

G. V. LAWRENCE,

Speaker of the Senate.

APPROVED—The nineteenth day of March, Anno Domini one thousand eight hundred and sixty-three.

A. G. CURTIN.

No. 552.

## An Act

To extend the charter of the West Branch Bank, at Williamsport.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the West Branch Bank, at Williamsport, Pennsylvania, be and the same is hereby continued and extended, for the period of five years, from and after the expiration of the present charter, subject to all the provisions, limitations and privileges, of the several acts of assembly of this commonwealth, now in force relating to banks.

JOHN CESSNA,

Speaker of the House of Representatives.

G. V. LAWRENCE,

Speaker of the Senate.

APPROVED—The sixth day of January, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 553.

## An Act

To extend the charter of the Exchange Bank of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Exchange Bank of Pittsburg be and the same is hereby extended and continued, for the period of five years, from the expiration of its present charter, subject to all the restrictions and provisions, and with all the immunities and privileges, contained in an act, entitled "An Act

regulating banks," approved the sixteenth day of April, one thousand eight hundred and fifty, and the supplements thereto.

JOHN CESSNA,

Speaker of the House of Representatives.

G. V. LAWRENCE,

Speaker of the Senate.

APPROVED—The sixth day of January, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN

No. 854.

## An Act

To extend the charter of the Lancaster County Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Lancaster County Bank be and the same is hereby extended and renewed, from the date of the expiration of its present charter, for the term of five years, subject to all the restrictions and provisions, and with all the immunities and privileges, contained in an act, entitled "An Act regulating banks," approved April sixteenth, one thousand eight hundred and fifty.

JOHN CESSNA,

Speaker of the House of Representatives.

G. V. LAWRENCE,

Speaker of the Senate.

APPROVED—The sixth day of January, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN

## APPENDIX—1864.

No. 855.

**A Further Supplement**

To an act to incorporate the Monongahela Water Company, approved the twenty-first day of April, one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Increase of capital stock authorized.

That the said Monongahela Water Company be and the same are hereby authorized to increase their capital stock, to an amount not exceeding one hundred thousand dollars, additional to the amount of the present capital stock, to be divided into shares of twenty-five dollars each, and to issue certificates for the same, as provided in the act, to which this is a supplement.

May borrow money and issue bonds therefor.

SECTION 2. That the said company shall have power, from time to time, to borrow money, to an amount, not exceeding fifty thousand dollars; and to make and execute a mortgage, or mortgages, with accompanying bonds, pledge, or pledges, of the property, revenue and effects of said corporation, for the security of the re-payment of the amount borrowed, or give such other evidences of indebtedness as may be agreed upon: *Provided*, That no bond, or other evidence of loan, shall be issued for a less sum than one hundred dollars.

Limitation.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 856.

## An Act

To incorporate Oak Hill Cemetery Association, of Millersburg, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That F. Wenrich, G. M. Brubaker, F. R. Gilbert, John Kavel, H. B. Hoffman, J. S. Musser, Henry Walborn and B. G. Steever, and all such other persons as shall, on, or before, the first day of July next, after the passage of this act, contribute any sum, not less than fifty (\$50) dollars each, for the purpose of constituting a capital sum, to be appropriated, as hereinafter recited, and their successors, be and they are hereby created a body politic and corporate, in law, by the name, style and title of the Oak Hill Cemetery Association, and by that name, shall have perpetual succession, and be able to sue and be sued, in any court of law, or equity, and may have and use a common seal, and the same, at their pleasure, to alter and renew; and shall have power to purchase, have, hold and enjoy, to them and their successors, any piece, or parcel, of land, not exceeding twenty acres, for the purpose of establishing a cemetery at, or near, the borough of Millersburg, in the county of Dauphin; and said corporation shall have power to receive gifts, or bequests, for the purpose of ornamenting and improving said cemetery, and to hold such personal property as may be necessary to carry out the objects of this act.

SECTION 2. That the affairs of said corporation shall be conducted by nine managers, who shall be elected by ballot, by a majority of the votes of the members of the corporation, present at any such election, as follows, viz: three shall be elected for one year, three for two years, and three for three years, and annually, thereafter, there shall be three elected, to serve for three successive years, all of whom shall be members of the same; they shall elect, from amongst their number, a president, secretary and treasurer, who shall serve for one year; they shall take, from the secretary and treasurer, sufficient bonds, for the faithful performance of their duties, and shall have power to appoint all other officers, agents and workmen, which may be needful, and fix their several salaries and duties, and the same discharge, at pleasure; the first election, for managers, shall be had at such time and place, as the corporators, named in the first section of this act, shall appoint, and every subsequent election shall be held on the first Saturday in the month of May, in each and every year; said president and managers shall fill any vacancy, which may occur in their own body, by selecting a corporator, or lot-holder, to supply such vacancy; and shall have power to lay out and

Corporators.

Title.

Seal.

Powers and privileges.

Election and classification of managers.

Officers, agents, &amp;c.

Secretary and treasurer to give bond.

First election, relative to.

Time and place of holding elections.

Vacancies.

Powers and duties of managers ornament the ground, purchased for said cemetery, to erect such buildings thereon as may be necessary for the enjoyment of the same, to lay out, sell and dispose of burial lots, and to make such by-laws, rules and regulations, as they may deem proper, for conducting the affairs of the corporation, for the government of lot-holders and visitors to the cemetery, and for the transfer of lots and the evidence thereof, and shall make a report of their proceedings, and a statement of the finances, at the annual meetings of the corporation, and as much oftener as may be required, by a majority of them, the said corporators; and that the said corporators, or managers, for the time being, shall give at least ten days' notice, by not less than ten written, or printed, handbills, of the time and place of holding elections for managers, posted up, in the most conspicuous places, in the vicinity of the cemetery.

Lots transferable, &c. SECTION 3. That every lot conveyed, in said cemetery, shall be held by the proprietor, for the purpose of sepulture alone, transferable, with the consent of the president and managers, and shall not be subject to attachment, or execution: *Provided*, That the said exemption from attachment and execution shall not extend to more than four lots, of the size originally laid out, held by any one individual.

Proviso

Prohibition. SECTION 4. That no street, lane, or road, shall ever be laid out, through the lands so occupied as a cemetery, except under the authority of the corporation, and that the same shall be free from taxation.

Membership, relative to. SECTION 5. That as soon as the money, received for the sale of lots, in the said cemetery, shall be sufficient to pay the purchase money, expended for the said land, intended to be used for said cemetery, with interest thereon, and which shall be incurred in laying out, enclosing and improving the ground, and erecting the necessary buildings, and other necessary expenses, with the interest thereon, then each lot-holder shall become a member of the corporation, and have the right to vote for the officers thereof; and at all the elections held, thereafter, under this act, each member of the corporation shall be entitled to one vote, and no more: *Provided*, That all moneys raised thereafter, from the sale of lots, shall be expended in improving and ornamenting said cemetery.

Votes.

How moneys to be expended.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 857.

## An Act

Incorporating the Spring Garden Water Company, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That G. Wettach, A. Weise, Francis Pope, K. Schlegel, A. Freund, Charles Kiefer, Doctor F. Hardtmeyer, John Schaad, F. Beilstein, Charles Zehnder, Gust Kann and Samuel Hasley, and their associates, successors and assigns, are hereby incorporated into a body politic, in law, by the name, style and title of the Spring Garden Water Company, and by that name, shall have perpetual succession, with power to make and use a corporate seal, establish and put in execution such by-laws, ordinances, rules and regulations, as shall be necessary for said corporation, not being inconsistent with the laws and constitutions of the United States, or of this commonwealth; and shall be capable of suing and being sued, pleading and being impleaded, by their corporate name, and shall have generally all the rights and privileges belonging to a corporation.

Corporators.

Title.

Seal.

By-laws.

Privileges.

SECTION 2. The capital stock of said company shall consist of one hundred and seventy-five shares, of twenty-five dollars each, which may, at any time, be increased, by a vote of the majority of the stockholders, to double the amount.

Capital stock.

SECTION 3. The said company shall have the right to purchase and hold such real estate, in the township of Reserve, in the county of Allegheny, as may be necessary, for the purpose of erecting suitable buildings for water works, and sufficient for a reservoir; and shall have full privilege to contract with other corporations, for supply of water, as well as to furnish the same, when supplied, to all who may wish to obtain the same.

Authorized to purchase real estate, erect buildings, &amp;c.

SECTION 4. The said company shall, at all times, have authority, by themselves, or their agents, to enter upon, dig and lay pipes, in and through, all lands, grounds and enclosures, public and private; and also, shall, at all times, have liberty to dig and lay pipes, in and along the streets, roads and highways of the township, in which said works shall be located, shutting and mending, as soon as possible, any breaches which they may make; and the said pipes, wheresoever laid, to renew and repair, as circumstances may require; and it shall be lawful for said company to enter into, and appropriate to their use, any land, in the said township, which may be necessary for the location of the aforesaid buildings, works and reservoirs: *Provided*, That before said company shall take possession of any lands, which they may appropriate for the site of their aforesaid buildings, works and reservoirs, they

May enter upon lands, lay pipes along streets, roads, &amp;c.

Damages, relative to. shall make compensation to the owner, or owners, or tender adequate security therefor; and that the said company pay, into the state treasury, a tax of one-half of one per centum, upon the capital stock, in four annual payments.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 858.

## An Act

To authorize the English Evangelical Lutheran congregation of the borough of Johnstown, in the county of Cambria, to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the council of the English Evangelical Lutheran church of the borough of Johnstown, in the county of Cambria, be and they are hereby authorized to sell and convey a certain lot of ground, situate in said borough, which was conveyed to the council of said congregation, by Peter Levergood and wife, by their deed, dated the seventh day of August, Anno Domini one thousand eight hundred and forty-nine, and on which lot is erected a brick building, used as a lecture room, et cetera; and the council of said congregation are hereby authorized, on making sale of said lot of ground, to make a deed therefor to the purchaser, in fee simple, and invest the proceeds thereof, in the erection of a new house of worship for said congregation.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 859.

## An Act

To incorporate the Manchester Water Company, of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That W. H. Phelps, James A. Hutchinson, John S. Hall, W. Commissioners

S. Pratt, A. Patterson, W. J. Madeira, W. B. Ross and John

Mussler, of the borough of Manchester, and county of Alle-

gheny, or any three of them, are hereby appointed commis-

sioners, to perform the several things, hereinafter mentioned;

that is to say, they shall procure a suitable book, or books, and

therein enter as follows: "We, whose names are hereunto

subscribed, do promise to pay, to the Manchester Water Com-

pany, the sum of twenty-five dollars, for every share of stock

set opposite to our respective names, in such manner and pro-

portions, and at such times, as shall be determined by the

president and managers of said company, in pursuance of an

act of the general assembly of the commonwealth of Penn-

sylvania, entitled 'An Act to incorporate the Manchester Wa-

ter Company.' Witness our hands and seals, this            day of

, Anno Domini one thousand eight hundred and sixty-

four;" and shall, thereupon, give notice, in two newspapers,

published in the county of Allegheny, for two weeks, at least,

of the time and place, or places, when and where the said

book, or books, shall be opened, to receive subscriptions to the

stock of the said company; at which time and place, or places,

one, or more, of the commissioners shall attend, and furnish

to all persons, duly qualified, who shall offer to subscribe, an

opportunity of so doing; and it shall be lawful for all such

persons, and for all firms and co-partnerships, by themselves,

or by persons duly authorized, to subscribe for shares in said

stock; and the said book, or books, shall be kept open, for the

said purpose, at least six hours, in each juridical day, for the

space of three days, or until there shall have been subscribed

four thousand shares; and if, at the expiration of three days,

as aforesaid, the said book, or books, shall not have the num-

ber of shares, aforesaid, therein subscribed, the said commis-

sioners may adjourn, from time to time, or go elsewhere, with

the books, and procure subscriptions, as the occasion may re-

quire; and when the whole number of shares shall have been

subscribed, the book, or books, shall be closed: *Provided,*

That every person, offering to subscribe in said book, or books,

in his own name, or the name of any other person, or firm,

shall, at the time of subscribing, be required to pay, to the at-

tending commissioners, one dollar on each share; and the mo-

ney, so received, by said commissioners, and the expenses, at-

tending the taking of said subscriptions, and other incidental

Subscriptions  
to stock, rela-  
tive to.

Notice to be  
given.

Payments on  
stock.

charges, being first deducted therefrom, shall be paid over to the treasurer of said company, as soon as the same shall be organized.

When letters patent to be issued.

SECTION 2. That when five hundred shares of stock shall have been subscribed, the commissioners, who have acted, or a majority of them, shall certify to the governor, under their hands and seals, the names of the subscribers, and the number of shares subscribed by each, and the amount paid on each share; whereupon, the governor shall, by letters patent, under his hand and the seal of the commonwealth, create and constitute the subscribers, and if the subscription be not full at the time, those who shall, thereafter, subscribe, to the number of shares aforesaid, their successors and assigns, into a body politic and corporate, in deed and in law, by the name, style

Corporate name

Privileges.

name, style and title, the subscribers shall have perpetual succession, with all the privileges, immunities and franchises incident to a corporation, and be able to sue and be sued, implead and be impleaded, in all courts of record and elsewhere, and to purchase, receive, have, hold, use and enjoy, to them and their successors, goods, chattels, and estate, real and personal, of which kind and nature soever, and the same, from time to time, to sell, exchange, mortgage, grant, alien, or otherwise dispose of, and to make dividends of such part of the profits, as they may deem proper; and, also, to make and have

Seal.

By-laws.

a common seal, and the same to alter and renew, at pleasure; and, also, to ordain, establish and put in execution such by-laws, ordinances and regulations, as shall appear convenient, for the government of said corporation, not being contrary to the laws of the United States, or of this commonwealth, and generally to do all and singular, the matters and things, which to them it shall lawfully appertain to do, for the well being of said corporation, and the due management of the affairs thereof: *Provided*, That nothing, herein contained, shall be construed as in any way giving to said corporation any banking privileges, or any other privileges, liberties, or franchises, but such as may be necessary, convenient, or incident, to the distribution and supply of water to the citizens of the borough of Manchester, as hereinafter mentioned: *Provided further*,

Prohibition.

That the said company shall, at no time, hold, or possess, any land, for any other purpose, than the construction thereon of the necessary works and offices of the company.

Organization.

SECTION 3. That when letters patent shall have been obtained, the commissioners aforesaid, or such of them as shall have acted, shall appoint a time and place for the subscribers to meet, to organize the company, and shall give at least two weeks' notice thereof, in the manner provided for in the first section of this act; and the subscribers, when met, shall elect, by a majority of the votes present, to be given in person, or by proxy, a president and eight managers, who shall manage and conduct the business of the company, until the first Tuesday in May, thereafter, and until like officers are chosen.

Election of officers.

SECTION 4. That the stockholders shall meet on the first Tuesday in May, in every year, at such places as may be fixed on by the by-laws; of which meeting notice shall be given, by

the secretary, in the manner provided in the first section of this act; and choose, by a majority of the votes present, to be given in person, or by proxy, a president and eight managers, for the ensuing year, who shall continue in office until the next annual election, and until others are chosen; the stockholders may, also, meet at such times and places, as they may be summoned by the president and managers, in such manner and form, and giving such notice, as may be prescribed by the by-laws; at which annual, or special, meeting, the stockholders shall have power to make, alter, or repeal, by a majority of votes given, all by-laws, orders, or regulations, and to do and perform every other corporate act: *Provided*, That the president, on the request, in writing, of any number of stockholders, representing, in the aggregate, not less than one hundred shares, shall call a special meeting of the stockholders, giving such notice as may be prescribed by the by-laws, and stating, specifically, the objects of the meeting; and the objects stated, in said notice, and no other, shall be acted on at such special meeting.

Meetings of stockholders.

Special meetings, relative to.

SECTION 5. That the election of officers, provided for in this act, shall be conducted in the following manner, to wit: at the first election, the commissioners shall appoint two stockholders to be judges of said election, shall hold the same, and at every subsequent election, the managers, for the time being, shall appoint two stockholders, for the like purpose; and the persons so appointed, by said commissioners, or managers, shall not be eligible to an election, as president, or manager, at such election, and respectively, take and subscribe an oath, or affirmation, before an alderman, or justice of the peace, well and truly, and according to law, to conduct such election, to the best of their knowledge and ability; and the said judges shall decide upon the qualifications of voters, and when the election is closed, shall count the votes, and the stockholders having the highest number of votes shall be declared duly elected; and if it shall happen that an election of president, or managers, shall not be made, the corporation shall not, for that cause, be deemed to be dissolved, but it shall be lawful to hold and make such elections of president, or managers, on the same day, or any day thereafter, the secretary giving notice of the time and place of holding said election, in the manner provided in section first, and the president and managers of the preceding year shall, in that case, continue to act, and be invested with all powers, belonging to their different stations, until an election shall take place; and in case of death, or resignation, or removal from the state, of any president, or manager, or a failure to elect, in case of a tie vote, the vacancy shall be filled by the board of managers, until the next annual election; at all elections, by the stockholders, and upon questions submitted to any annual, or special, meeting of stockholders, each share of stock shall entitle the holder thereof to one vote: *Provided*, That no person shall be permitted to vote at the first election of said company, unless he, or she, has paid one dollar on each share of stock, by him, or her, subscribed; and at all subsequent elections, and at the annual, or special, meetings of the stockholders, no person

Mode of conducting elections.

Failure to hold election not to dissolve corporation.

Vacancies, how to be filled.

Votes. Qualifications of voters.



shall be permitted to vote, unless he, or she, shall have fully paid all the instalments called for, then due on the shares by him, or her, subscribed : *Provided further*, That none but stockholders shall be eligible to be elected president, or managers.

Who eligible as officers.

Powers and duties of president and managers

SECTION 6. That the president and managers of said company, for the time being, are hereby authorized to exercise all the powers granted to the corporation ; they shall meet at such times and places, as shall be deemed most convenient, for the transaction of their business, and when met, five shall be a quorum to do business, and in the absence of the president, may choose a president *pro tempore* ; they shall keep minutes of their proceedings, fairly entered in a book ; they shall choose a secretary and a treasurer, for the current year, and a quorum being formed, they shall have power to purchase land, for the necessary works and offices of the company, and erect the same ; to appoint all such architects, surveyors, superintendents and other artists and officers, as they may deem necessary, to construct and carry on the intended water works, and to fix their salaries and wages ; to enter into the execution of contracts and covenants, in relation to the objects of said corporation, and to enforce the same ; to draw orders, on the treasurer, for moneys, which orders shall be signed by the president, or in his absence, by the president *pro tempore*, and countersigned by the secretary ; and generally to do all such other acts, matters and things as, by this act and the by-laws and regulations of the company, they may be authorized to do.

Authorized to introduce water, erect works, enter upon lands, lay pipes, &c.

SECTION 7. That said company shall have power to raise and introduce, into the borough of Manchester, in the county of Allegheny, a sufficient supply of Ohio river water, for the use of the inhabitants of said borough ; and for this purpose, the said company shall have full authority to provide, erect and maintain all necessary and proper buildings, works, machinery and reservoirs, and to convey water from said river, in conduit pipes, or otherwise, through any public, or private, grounds, roads, streets, or alleys, to the reservoir, or reservoirs, of said company, and the same to distribute, by conduit pipes, or otherwise, for the use of the inhabitants of said borough ; and for said purpose, the said company shall, at all times, have authority, by themselves, or their agents, to enter upon, dig and lay pipes, in and through, all lands, grounds and enclosures, public and private ; and also, shall, at all times, have liberty to dig and lay pipes, in and along the streets, roads and highways of the said borough, shutting and mending, as soon as possible, any breaches which they may make, and the said pipes, wheresoever laid, to renew and repair, as circumstances may require ; and it shall be lawful for said company to enter into, and appropriate to their use, any land in the said borough, which may be necessary for the location of the aforesaid buildings, works and reservoirs : *Provided*, That before said company shall take possession of any lands, which they may appropriate, for the site of their aforesaid buildings, works and reservoirs, they shall make compensa-

Proviso.



tion to the owner, or owners, or tender adequate security therefor.

SECTION 8. That if the said company cannot agree with the owner, or owners, of any lands, appropriated to the use of said company, as aforesaid, or through which said company may have laid down their pipes, as to the said compensation, which should be paid to said owner, or owners, or if, by reason of absence, or legal incapacity, the said company cannot treat with said owner, or owners, the company, or said owner, or owners, or some one on behalf of either, may apply to the court of common pleas of Allegheny county, by petition; and it shall be the duty of said court to appoint three disinterested persons, to review and assess the damages sustained by the said owner, or owners, or which may probably be sustained in the prosecution of the said work; and it shall be the duty of the persons, so appointed, to meet on the premises, on a day to be fixed by the court; of which meeting ten days' notice shall be given, by petitioners, to the other party, and to each of the viewers; and the said viewers, having been duly sworn, or affirmed, to do impartial justice, between the parties, according to the best of their judgment and abilities, shall proceed to view the premises, with regard to the damages and injury complained of, and taking into consideration the advantages and disadvantages, likely to result to said owner, or owners, from the location and construction of said works, through, or upon, their land, shall report, to the said court, the amount of damages, so found and assessed by them, to said owner, or owners, if any; and if the said report shall be approved by the court, judgment shall be entered thereon, in favor of said owner, or owners, for the amount of the damages, so assessed, and the same shall be collected as other debts: *Provided*, That the costs of such proceedings shall be paid by the company.

Damages, how  
to be assessed  
and collected.

SECTION 9. That when the company shall pay, to the said owner, or owners, of any land, the full amount of damages, found and assessed, according to the provision of the eighth section of this act, for the lands occupied by said company, in the construction of their works, the said company shall be entitled to have and hold such lands, so paid for, to them, their successors and assigns, as fully, to all intents and purposes, as if the same had been conveyed to said company, by the agreement of the parties.

Upon payment  
of damages,  
company to  
hold lands.

SECTION 10. That the president and managers, first chosen shall procure certificates, or evidence, of stock, for all the shares of said company, and shall deliver one, or more, certificates, or evidences, signed by the president, and countersigned by the secretary, and sealed with the common seal of the said corporation, to each person, or party, entitled to receive the same, according to the number of shares by him, or her, or them, respectively, subscribed, or held; which certificates, or evidences, of stock, shall be transferable, at the pleasure of the holder, in a suitable book, or books, kept by the company for that purpose, in person, or by attorney, duly authorized, in the presence of the president, or secretary, subject, however, to all payments due, or to become due,

Certificates of  
stock, transfers  
of, &c., relative  
to.

Proviso.	thereon ; and the assignee, or party, to whom the same shall have been transferred, shall, thereupon, be a member of said corporation, and shall have and enjoy all the immunities, privileges and franchises, and be subject to all the liabilities, conditions and penalties, incident thereto, in the same manner as the original subscribers would have been : <i>Provided</i> , That no certificate shall be transferred, so long as the holder thereof is indebted to said company, unless the president and managers shall consent thereto ; and no such transfer of stock shall have the effect of discharging any liabilities, or penalties, theretofore incurred by the owner thereof.
Instalments of stock, payment of.	SECTION 11. That the capital stock of said company shall be divided into shares, of twenty-five dollars each, and shall be called in, and paid, in such proportion, and at such times and places, as the president and managers may determine ; of which public notice shall be given, for at least two weeks, next preceding the time, or times, appointed for that purpose, in the before-mentioned ; and if any subscriber, or assignee, shall neglect to pay such proportion, at the time and place appointed, he, she, or they, shall be liable to pay, in addition, at the rate of one per centum a month, for the delay of payment ; and if the same, and the additional penalty, or any part thereof, shall remain unpaid for the period of three months, he, she, or they, shall, at the discretion of the president and managers, forfeit, to the use of the company, all right, title and interest, in and to every and all shares, or share, on account of which such default in payment may be made ; or the president and managers may, at their option, cause suit to be brought, before any competent tribunal, for the recovery of the amount due on such share, or shares, together with the aforesaid penalty ; and in the event of the forfeiture, the share, or shares, so forfeited, may be disposed of, in the manner prescribed by the by-laws : <i>Provided</i> , That the president and managers shall not call for instalments more than once in every thirty days ; and not more than five dollars, per share, shall be called for, at any one time.
Penalty for non-payment.	
Forfeiture, relative to.	
Proviso.	
The erection of fire plugs and hydrants authorized.	SECTION 12. That the president and managers of aforesaid company may, in such streets, alleys and highways of the aforesaid borough, where pipes shall be laid down, erect fire plugs and hydrants, to be used solely for extinguishing fires, and cleansing the streets, alleys and highways, for a reasonable compensation, to be agreed upon between the said president and managers, and the proper authorities of respective borough aforesaid ; and the said company shall, at all times, where trunks and pipes shall be laid in, or through, any of the streets, alleys and highways of said borough, suffering individuals to be supplied with water for domestic use, and such other uses as the president and managers shall permit, for such reasonable compensation, and upon such terms, as shall, from time to time, be agreed on, by said president and managers, and such individuals, according to such uniform rates as said president and managers shall hereafter, from time to time, adopt, regard being had to the probable quantity of water which applicants are likely to consume ; and any person, or persons, within the said borough, who shall take any of said water for
Compensation for use of.	

domestic, or other uses, without having previously contracted for the same, with the said president and managers, or after such contract has expired, or been annulled, shall forfeit and pay, for every such offence, the sum of ten dollars, to the president and managers, for the use of the company, to be recovered, before any justice of the peace, by action of debt, or *assumpsit*, in the same manner as other debts are recoverable.

SECTION 13. That if any person, or persons, shall neglect to pay their water rent, according to the terms of their contract with the said company, the same may be recovered, by action, as debts of a like amount are recoverable.

SECTION 14. That the said company shall have power, from time to time, to borrow money, to an amount not exceeding thirty thousand dollars, and to make and to execute a mortgage, or mortgages, pledge, or pledges, of property and effects of said corporation, for the security of the amount borrowed, or give such other evidence of indebtedness as may be agreed upon: *Provided*, That no bond, or other evidence of loan, shall be issued, for a less sum than one hundred dollars

SECTION 15. That when the Manchester Water Company shall have erected their works, and the same incorporated, the property thereof shall be vested in said company, and their successors and assigns, during, and unto the end of, twenty-five years, to commence from the time when said company shall first begin to distribute water to the citizens of said borough: *Provided*, That when the moneys and revenue, received by the said Manchester Water Company, shall exceed twelve per centum net annual profit, the excess shall compose a fund for the redemption of the property owned by said Manchester Water Company; and if, at the expiration of the twenty-five years aforesaid, the amount of said fund shall be found adequate to the redemption of the said water works, "providing, at the same time, for its repairs," then, the said company shall be obliged to take such sum of money, therefor, as shall be allowed, on a fair appraisement, by five disinterested persons, to be appointed by the court of common pleas of the county of Allegheny; and the property of said corporation shall be vested in the burgess and town council of said borough, or the existing authorities at that time, and their successors, forever; but if the said property shall not be redeemed and paid for, at the expiration of the said term of twenty-five years, the said Manchester Water Company may and shall continue to hold the same, on the terms of this act, beyond the said term, and until the same shall be redeemed and paid for, in the manner herein directed.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 860.

## An Act

To incorporate the Fairmount Steam Forcing Hose Company, number two, in the city of Philadelphia.

Incorporation.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That all and every, the persons that shall, at the time of passing this act, be members of the association, called the Fairmount Steam Forcing Hose Company, number two, in the city of Philadelphia, shall be and they are hereby elected and declared to be one body politic and corporate, by the name, style and title of the Fairmount Steam Forcing Hose Company, number two, of the city of Philadelphia, and by the same, shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of record, or elsewhere; and also, the said corporation, and their successors, at all times, hereafter, be able to purchase, receive, have, hold and enjoy, to them and their successors, all manner of lands, tenements, rents, annuities, liberties, franchises and other hereditaments, goods and chattels, of whatsoever nature, kind or quality soever, real, personal, or mixed, or choses in action, and the same, from time to time, to sell, alien, grant, demise and dispose of: <i>Provided</i> , That the clear yearly value and income of the said corporation shall not exceed two thousand five hundred dollars; and also, to make and have a common seal, and the same to break and renew, at pleasure; and also, to ordain, establish and put in execution such by-laws, ordinances and regulations, as shall appear necessary and convenient, for the government of the said corporation, not being contrary to this charter, or the constitution and laws of the United States, or of this commonwealth, and generally to do all and singular, the matters and things, which to them it shall lawfully appertain to do, for the well being of the said corporation, and the due management and ordering of the affairs thereof: <i>And provided further</i> , That said company shall, at all times, be subject to such rules and regulations, for the government of the fire department of the city of Philadelphia, as are now, or may hereafter be, enacted by the corporate authorities of the said city.
Title.	
Privileges.	
Limitation.	
Seal.	
By-laws.	
Subject to.	
Prohibition.	SECTION 2. That nothing, in this act contained, shall be deemed to authorize the said company to engage, either directly, or indirectly, in any banking, moneyed, commercial, or manufacturing concern, or to act in any other way, than as a fire company.
Reservation.	SECTION 3. That the legislature reserves the power to alter, revoke, or annul, the privileges and charter, hereby granted, whenever, in their opinion, the same may be injurious to the



citizens of the commonwealth; in such manner, however, that no injustice shall be done to the corporators.

SECTION 4. That said corporate body shall have the right to build, upon any portion of their premises, now, or hereafter to be, occupied by them, a market house, for the accommodation of farmers. Authorized to build a market house.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 861.

## Supplement

To an act to incorporate the M'Kean and Elk Land and Improvement Company, approved February sixth, one thousand eight hundred and fifty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the time provided for selling and disposing of the lands of the said company be and the same is hereby extended five years.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 862

**An Act**

To change the par value of the stock of the West Branch and Susquehanna Canal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of the West Branch and Susquehanna Canal Company are hereby authorized to divide the capital stock of said company, by making the par value of each share fifty dollars, and to cancel the old certificates, and issue new ones, at the rate of two certificates, of fifty dollars each, for each old certificate, of one hundred dollars: *Provided,* That the vote, to which stockholders shall be entitled, shall be one vote for each share of stock.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 863.

**An Act**

To incorporate the Pigeon Creek Valley Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporators.

James H. Van Voorhis, William Kyle, Isaac Teeple, Clinton Van Voorhis, William Galbraith, John S. Van Voorhis, William J. Alexander, David Moore, John Pollock, Joseph Wilson, W. H. Brown, Joseph S. Morrison, Jacob F. Slagel, A. C. Sampson, J. F. Dravo, J. K. Logan, W. E. Frazer, J. M. Bake, G. W. Cass, Samuel Clark, William Parkinsop and J. W. Lockhart, and their associates, successors and assigns, be

and they are hereby constituted a body politic and corporate, by the name, style and title of the Pigeon Creek Valley Coal Company, for the purpose of constructing a railroad, from a point on the Monongahela river, at, or near, Monongahela City, in the county of Washington, to the coal lands, in Carroll township, not exceeding two miles in length, and also, for the purpose of mining coal, and for transacting the usual business of companies, engaged in mining, transporting and selling coal, and other products of coal lands; the capital stock of said company shall not exceed two hundred thousand dollars, to be divided, in shares of fifty dollars each; and said company may hold, not exceeding, in the aggregate, at any one time, two thousand acres of coal land, in the township of Carroll, in Washington county, together with such quantity of land, as may necessarily be required, for the prosecution of their legitimate business; and the said company shall have all the powers, liberties, privileges, immunities, and be subject to the same terms and conditions, as are imposed in the act regulating railroad companies, passed the nineteenth day of February, one thousand eight hundred and forty-nine, entitled "An Act to regulate railroad companies," and the several supplements thereto.

Title.

Powers and privileges.

Capital stock.

Authorized to hold coal land.

Subject to.

SECTION 2. That the said corporation are hereby authorized and empowered, at such times as the president and directors may deem necessary, for the purpose of raising funds, or paying for material, to issue certificates of indebtedness, or corporate bonds, not exceeding, in amount, one hundred thousand dollars, none of which shall be of less denomination than fifty dollars, signed by the president, and attested by the secretary of the company, under the corporate seal of the corporation, and bearing an interest of seven per cent. per annum, payable on the first Monday of January and July, in each and every year, at the office of the treasurer of the company, or at the Cincinnati, or Pittsburg, banks.

May borrow money and issue bonds therefor.

SECTION 3. That the president and directors of the Pigeon Creek Valley Coal Company are hereby empowered and authorized to mortgage their railroad, with all the franchises connected with the same, or belonging to the company, and all their corporate lands, if they think proper, to secure the payment of their corporate bonds, or other evidences of debt, which the company may issue, for the construction and completion of their railroad improvements: *Provided*, That no stockholder shall be individually liable, in person, or estate, for any loan, or loans, made to the said company; that this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, on the capital stock hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends, as is, or may be, provided by law; and the stockholders of said company shall be individually liable, for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and

Authorized to mortgage their railroad, lands, &amp;c.

Provide.

Bonus.

Tax on dividends.

Individual liability.

Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 864.

## An Act

To incorporate the Manor Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That H. F. Ludwick, W. Caldwell, H. Kifer, H. Miller, Paul Lauffer, H. M'Keever, P. Brinker, Lewis Kline, H. Lauffer, George Smith, James Borland, John Hugus, Joseph M'Quilken, John M'Neil, George Jackson, S. Jack, R. M'Kown, Joseph Jack, and their associates and successors, and other persons, who shall become stockholders, be and they are hereby created a body politic and corporate, by the name and style of the Manor Railroad Company, and by the said name, shall have perpetual succession, and shall be, in law, capable of suing and being sued, pleading and being impleaded, in all courts and judicatures whatsoever; and also, of contracting and being contracted with, relative to the business and objects of the said corporation; and they may have a common seal, and may change and alter the same, at pleasure, and make rules and by-laws, for the regulation and management of the said corporation, consistent with the laws of this commonwealth.

Name.

Privileges.

Seal.

By-laws.

Capital stock.

May borrow money and issue bonds therefor.

SECTION 2. The capital stock of the said company shall be twenty thousand dollars, divided into shares of fifty dollars each, with the privilege of increasing the same, as may be necessary, not, however, to exceed the sum of eighty thousand dollars; and the said company may borrow money, not to exceed the sum of fifteen thousand dollars, and issue, from time to time, bonds therefor, in the corporate name, and under the common seal, of said company, in sums not less than one hundred dollars, either with, or without, coupons attached, payable at such times, and on such terms, and at such rate of in-



terest, not exceeding ten per centum per annum, as they may deem expedient, and to sell said bonds at a less rate than the par value thereof, if deemed necessary, and may secure the payment of said bonds and coupons, by a mortgage, or mortgages, upon the said property, income, revenue, tolls, and also, upon the franchises and corporate privileges of said company.

SECTION 3. That the said company shall have the right to build a railroad, from the borough of New Salem, in the county of Westmoreland, to connect with the Pennsylvania Central railroad, at, or near, the Manor station, in said county, by such route as may be deemed best by the said company, with power to connect with the said Pennsylvania Central railroad; and the said company may build lateral roads, not exceeding three miles in length: *Provided*, Said lateral roads shall only be used for the purpose of bringing materials to the main line.

Construction of railroad authorized.

Route.

May build lateral roads.

SECTION 4. That if, in the location of said road, or lateral roads, or in the building of the same, any injury shall be done to private property, and the parties cannot agree upon the amount of compensation to be made to the owner, or person, injured, the same shall be adjusted and settled, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine.

Damages, how to be adjusted.

SECTION 5. The stockholders shall, annually, on the first Saturday in August, elect a president and such a number of directors, not less than four, nor more than thirteen, as the by-laws may provide; and the persons, above mentioned, shall be the first board of directors, and they, and all subsequent boards, shall continue in office until their successors shall be elected.

Election of a president and directors.

SECTION 6. That the president and directors shall procure certificates of stock, which, signed by the president and treasurer, and sealed with the corporate seal, shall be delivered to each stockholder; which shall be transferable, on the books of the company, under and subject to such conditions as the by-laws may prescribe; and in every election, or meeting, the stockholders shall be entitled to one vote, for each share of stock held by him, or them.

Certificate of stock, relative to.

Votes.

SECTION 7. That if any stockholder, or his assignee, shall refuse, or neglect, to pay any instalment called for by the said company, at the place appointed, and the same shall remain unpaid for thirty days after such time, he shall, in addition to said instalment, pay interest, at the rate of five per centum per month, for delay; and if the same shall remain unpaid, so that the penalty amounts to the sum paid in by the said stockholder, it shall be in the power of the said company to forfeit said stock, and the amount paid thereon, to the use of said company.

Penalty for non-payment of instalments.

SECTION 8. That upon the completion of said road, authorized as aforesaid, or any portion thereof, or the lateral roads, the same shall be esteemed a public highway, for the conveyance of passengers, and transportation of freight, subject to such rules and regulations, in relation to the same, and to the size and construction of wheels, cars and carriages, the weight

Road to be a public highway, for conveyance of passengers, and transportation of freight, &c.

Rates of toll,  
&c., relative to.

of loads, and all other matters and things, connected with the use of said railroad, as the president and directors may prescribe and direct: *Provided*, That said company shall have the exclusive control of the motive power, and may, from time to time, establish, demand and receive such rates of toll, or other compensation, for the use of said railroad, its branches and motive power, and for the conveyance of passengers, the transportation of merchandize and commodities, and the cars and other vehicles, containing the same, or otherwise, passing over said road and its branches, as to the president and directors may seem reasonable.

Authorized to  
erect a line of  
telegraph.

SECTION 9. That said company shall have the right to erect and maintain a line of telegraph, along the said road, and to make the same charges, for business done thereon, and have the same rights and privileges, within the above limits, and shall be subject to the same obligations and duties, as are conferred on, or imposed upon, like corporations, in this commonwealth.

Subject to.

When road to  
be commenced  
and completed.  
Proviso.

SECTION 10. That this charter shall be null and void, unless the said railroad be commenced, within two years, and finished, within five years: *Provided*, That if any part of the same shall be finished and in working order, within that time, the charter shall be valid, to all intents and purposes, for the same, as if the whole road had been finished.

Tax to state.

SECTION 11. That the said company shall pay a tax, into the treasury of the commonwealth, of one-half of one per centum on the amount of the capital stock thereof, in four annual instalments, the first payment of which shall be made, within one year from the passage of this act, on the amount of the capital stock, as first established; and when any increase of the capital stock is made, the said company shall pay the said tax of one-half of one per centum thereon, within one year from the time such additional capital stock is created; and the said company shall also pay such taxes upon dividends as are, or may hereafter be, provided by any general law, taxing dividends of like corporations; subject to the same terms and conditions as are imposed in the act regulating railroad companies, approved the nineteenth February, one thousand eight hundred and forty-nine.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

· APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 865.

**An Act**

To extend the time of paying a certain enrolment tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the payment of the enrolment, and other taxes, on an act incorporating the North American Transit Insurance Company, approved March thirty-first, one thousand eight hundred and sixty, be and hereby is extended, for six months, from the date of the passage of this act; and that the par value of the shares of stock of said company be fixed at fifty dollars each; and that the said company shall have the power to insure all kinds of property, except real estate; and that the number of directors may be reduced to five.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 866.

**An Act**

To authorize the Cranberry Coal Company to construct a railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Cranberry Coal Company be and they are hereby authorized to construct a railroad, from their coal mines, in Cranberry township, in the county of Venango, to Oil City, in said county, subject to the tenth section of the railroad act of one thousand eight hundred and forty-nine, and to the said act, and its several supplements, for the ascertainment and compensation of damages.

Construction of  
railroad author-  
ized.

Subject to.

May borrow money and issue bonds therefor.	SECTION 2. That the directors of the said company are hereby authorized and empowered to borrow money, not exceeding twenty thousand dollars, per mile, of road to be constructed, and to issue bonds therefor, with, or without, coupons attached; and that the directors of said company shall have power to give such bonds such preference, or security, by mortgage, or otherwise, on said road and its franchises, as they may deem advantageous: <i>Provided</i> , That no bond shall be for a less sum than one hundred dollars; and that such rate of interest, not exceeding seven per cent. per annum, as shall be agreed upon, shall be lawful: <i>Provided</i> , That the said company shall carry coal, and other freight, offered, and not charge a greater toll for travel, or transportation, over said road, or any part thereof, than is customary; and that all laws, or part of laws, inconsistent herewith, be and the same are hereby repealed.
Proviso.	
Limitation.	
Repeal.	

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 867.

## An Act

To incorporate the Washington Gold Mining Company of Pennsylvania.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same</i> John W. Douglass, H. C. Rogers, G. S. Berry, Augustus C. Peabody and John W. Torrey, and their associates, be and they are hereby created a body politic, by the name, style and title of the Washington Gold Mining Company of Pennsylvania, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Colorado, or other territory of the United States, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses, and such other buildings and works, as may, in the opinion of the
Title.	
Powers and privileges.	



managers of the corporation, appertain to said business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper.

SECTION 2. That the said company shall have power to make By-laws. such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That Proviso. such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue Seal. certificates of stock, representing the value of their property, Certificates of stock. in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the corporators named in this act shall elect persons to serve as directors of the company, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws. Directors, election of, &c.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal, in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company: *Provided*, That the organization of any of said territories, as states, shall not prejudice the rights and privileges herein granted to said company. Offices. Organization of territories as states not to affect rights granted.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 868.

## An Act

To charter the M'Kee's Rocks Ferry Company of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Ferry authorized.	That Alexander M'Kee, R. H. Kerr, H. Brady Wilkins and John S. Hall, their heirs and assigns, shall have the right and privilege to have and maintain a public steam ferry, over the Ohio river, from M'Kee's rocks to, or near, the house of refuge, in M'Clure township, with the right and privilege to use said landings, by purchase, or lease, for the purpose of establishing a public ferry; and all others are hereby prohibited from using said landings; any person, or persons, violating the provisions of this act, shall forfeit and pay the said corporators, their heirs and assigns, the sum of one dollar for each and every head of cattle, horse, mare, or gelding, vehicle, or team, carried over said river, within the limits of their landings, to be recoverable as sums of like amount are now, or may be, by law, recoverable.
Prohibition.	
Penalty for violating the provisions of this act.	
Ferry to be kept in good order, &c.	SECTION 2. That the said M'Kee's Rocks Ferry Company shall keep said ferry in good and sufficient order, fit for the transportation and passage of travelers, teams and carriages, of all descriptions; the said company shall receive and demand such compensation, as shall be agreed upon, not to exceed the following rates and prices, to wit: for foot passengers, five cents; for each horse, mule, gelding, mare, and so forth, ten cents, with buggy, wagon, cart, or dray, attached, and for each additional horse, mare, gelding, mule thereto, fifteen cents; for horned, or neat, cattle, five cents; for swine and sheep, each, five cents.
Rates of charges	

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 869.

## An Act

To incorporate the Indiana and Westmoreland Gas Coal Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Thomas B. Lloyd, Peter Sutton, Thomas Collins, D. S. Robison, William G. Steritt, William M'Coy and James Bailey, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, by the name, style and title of the Indiana and Westmoreland Gas Coal
Title.	

Company, and that, as such, they may have a common seal, Seal.  
 with power to break, alter and renew the same, at pleasure,  
 to be able to sue and be sued, to plead and be impleaded, and Powers and pri-  
 to enjoy all the rights, privileges and franchises, incident to a vileges.  
 corporation, with power to take and hold land, in fee simple,  
 or by lease, in the counties of Westmoreland and Indiana:  
*Provided*, That the quantity of land, so held by them, shall,  
 at no time, exceed three thousand acres; and with power to  
 have, hold, sell and exchange such personal property as may  
 be useful and convenient, in their business.

SECTION 2. That the said company shall have the right to Authorized to  
 mine, and prepare for market, coal, iron ore, fire clay, and mine coal, man-  
 other materials of their lands; to manufacture iron, fire brick, ufacture iron,  
 mineral oil, and other products of their minerals, or lands, and &c.  
 to transport them to market, and sell and dispose of the same;  
 and to lease, sell and convey their land, or any part thereof,  
 and the minerals thereof; and to make all such improvements,  
 machinery and fixtures, and erections, on said lands, as they  
 may deem necessary for their business and interests.

SECTION 3. That the said company shall also have the right May construct a  
 to lay out and construct a railroad, from any portion of their railroad and  
 land, and to connect the same with the railroad of any other connect the  
 company, incorporated by the laws of this state, at any point same, &c.  
 they may select for such connection: *Provided*, That the Provide.  
 length of said railroad, so to be made by them, shall not ex-  
 ceed seven miles; and that in the construction of the same, the  
 said company shall have all the powers and privileges, and be  
 subject to all the limitations and restrictions, of an act, enti- Subject to.  
 tled "An Act regulating lateral railroads," approved the fifth  
 day of May, Anno Domini one thousand eight hundred and  
 thirty-two, except so far as relates to the length of the road.

SECTION 4. That the capital stock of said company shall not Capital stock.  
 be less than ten thousand, nor more than twenty-five thousand,  
 shares, of twenty-five dollars each; and they may create, issue  
 and increase the same, within the said limits, from time to  
 time, and in such manner as the by-laws and ordinances, duly  
 adopted, at any general, or special, meeting of the stockholders  
 of said company, may provide.

SECTION 5. That the affairs of said company shall be con- Management.  
 ducted by a board of managers, to consist of at least three,  
 and not more than five, stockholders, who shall elect one of  
 their number president, and appoint such other officers as the  
 interests and business of the company may require, and fix  
 their compensation.

SECTION 6. That said company shall have power to make By-laws.  
 and establish all such ordinances, rules, regulations and by-  
 laws, as they may deem necessary, for managing and conduct-  
 ing their business and interests, providing for the elections and  
 meetings of the company and of the board of managers, de-  
 fining the duties of the president and other officers, with the  
 right, at any time, to repeal, alter and amend the same, as they  
 may deem expedient: *Provided*, That the same shall not con- Provide.  
 flict with the constitution and laws of this commonwealth.

SECTION 7. That the said company shall pay a tax, into the Tax to state.  
 treasury of the commonwealth, of one-half of one per centum



Limitation.

Individual liability.

Certified statement of amount of capital stock to be transmitted to the auditor general.

on the amount of the capital stock thereof, in four annual instalments, the first payment of which shall be made, within one year after their organization, on the amount of the capital stock, as first established; and when any increase of the capital stock is made, the said company shall pay the said tax, of one-half of one per centum thereon, within one year from the time such additional capital stock is created; and the said company shall, also, pay such taxes upon dividends as are, or may hereafter be, provided, by any general law, taxing dividends of like corporations; and this act shall continue in force for twenty years, and no longer: *Provided*, That the stockholders of said company shall be jointly and severally liable to all the provisions, with regard to individual liability, contained in an act, entitled "An Act to encourage manufacturing companies in this commonwealth," approved April seventh, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto.

SECTION 8. The president and directors, with the treasurer and secretary, of said company, shall, on, or before, the first Monday of January next, succeeding the passage of this act, and on, or before, each succeeding first Monday of January thereafter, during the time of its corporate existence, make a certified statement of the amount of capital stock paid in; which certificate shall be signed by said president, treasurer, secretary and a majority of the directors, and verified by the oath of said president and treasurer, and they shall, within twenty days, transmit the same to the auditor-general.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 870.

## An Act

To authorize the building committee of a New School Presbyterian church, in Unity township, Westmoreland county, to sell and convey certain real estate.

Preamble.

WHEREAS, The New School Presbyterian congregation, in Unity township, in the county of Westmoreland, have and possess a certain lot of ground, with a church thereon erected;



and that said building is now becoming dilapidated, and is no longer used by its congregation as a house of worship :

*And whereas*, The building committee and members and subscribers, to said church, are desirous that the title of said lot of ground, with the church thereon erected, should be placed in the hands of the building committee, so that the same may be sold and conveyed, for the purpose of paying certain claims, and refunding the balance of the funds to the original subscribers.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Richard Jackson, William Sloan and James M'Guire, the building committee of said New School Presbyterian church, erected in Unity township, Westmoreland county, be and they are hereby authorized and empowered to sell and convey the church building, with the lot attached thereunto, now owned and in possession of the congregation aforesaid, to any person, or persons, willing to purchase the same, and at such payments, and on such terms, as to them may deem just and equitable, and to convey the same, in fee simple, with the appurtenances thereunto belonging : *Provided*, That the time given for the payment of the purchase money aforesaid shall not exceed two years, from the date of such sale. Sale of certain real estate authorized.

**SECTION 2.** That after deducting the amounts necessary to day debts of said church, and expenses of sale, apply the proceeds of the proceeds of said property to the original subscribers *pro rata*, who may apply for the same, within three years, from the date of the sale of said property : *Provided*, That said building committee shall publish, in one, or more newspapers, published in said county, for three months, stating the amount of money in their hands, for distribution, and *pro rata* amount due to each original subscriber, their heirs, or assigns, respectively. How proceeds to be applied.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

**APPROVED**—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 871

## An Act

To empower Reverend James F. Wood, Catholic Bishop of Philadelphia, to sell certain real estate, in Shippensburg township, in the county of Cumberland.

WHEREAS, A certain George Hartline did convey, many years ago, a certain lot of ground, hereinafter fully described, for the use of a Catholic church:

*And whereas*, Said real estate has not been used for devotional purposes, for many years, and has become wholly unfit for the uses to which it was originally dedicated:

*And whereas*, All parties, interested in said property, are anxious to have the same sold, but are informed that it is necessary to procure the passage of a law authorizing said sale; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the Reverend James F. Wood, Catholic Bishop of Philadelphia, be and he is hereby authorized and empowered to sell, either at public, or private, sale, at his discretion, all that certain piece, or parcel, of land, and all the buildings thereon situate, in the township of Shippensburg, and county of Cumberland, bounded and limited as follows, to wit: by lands of Darker Martin on the south and east, by the Cumberland Valley railroad on the west, and by lands of Christian Long on the south; the said piece, or parcel, of land being two hundred and seventy-seven feet in length, and sixty-four feet and four inches in width; and, also, to make and deliver a deed, or deeds, to the purchaser, or purchasers, thereof, in fee simple, and to appropriate the proceeds arising from the sale thereof, first, to the payment of the expenses of said sale and the debts of said church, if any, and the balance thereof to be held and used by the said Reverend James F. Wood, for the benefit of the Catholic churches in his diocese.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 872.

## A Further Supplement

To an act, entitled "An Act authorizing the Governor to incorporate the Williams Valley Railroad and Mining Company, in Dauphin and Schuylkill counties."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Schuylkill and Dauphin Improvement and Railroad Company be and they are hereby authorized to hold, not exceeding three thousand acres of land, in Schuylkill county, in addition to the quantity now held by said company, and to increase the capital stock, to such number of shares as the directors may deem expedient, not exceeding thirty thousand shares, at the present par value of the stock: *Provided*, That said company shall, in respect to any addition to their said capital, be subject to the tax, imposed by the sixth section of the act relating to mining companies, passed the twenty-first day of April, one thousand eight hundred and fifty-four: *And provided also*, That the charter of the same be and it is hereby extended, for a period of twenty years, from and after the expiration of its present charter.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 873.

## An Act

To incorporate the Karthaus Iron, Coal and Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That James B. Graham, George B. Goollander, D. W. Moore, John G. Hall, J. W. Potter, John Gilliland, Joseph Lessly, Hiram Woodward, Thomas C. M'Dowell, George H. Bardwell, B. Rush Petriken, C. R. Early, and such other persons as shall be associated with them, be and the same are hereby created into a body corporate and politic, by the name, style and title of the Karthaus Iron, Coal and Railroad Company, with a capital stock of two hundred and fifty thousand dollars, with power to increase the same to five hundred thousand dollars, whenever a majority of the stockholders shall so determine, and which shall be divided into shares of fifty dollars each.
Title.	
Capital stock.	
Election of directors.	SECTION 2. That the affairs of said company shall be managed by a board of five directors; the election thereof to be held in Clearfield, in the county of Clearfield, on the first Monday of February, in each year, of which notice must be given to the stockholders, two weeks prior to said election, by publication in one paper published in the county of Clearfield; and all elections shall be by ballot, and every person, holding one share of stock, shall be entitled to one vote.
Notice.	
Votes.	
Seal.	SECTION 3. That this corporation shall have authority to hold and use a common seal, and the same to change, alter and amend, at pleasure, and by the name, style and title aforesaid, shall be capable in law to sue, and be sued; and the company may make all needful rules and regulations and by-laws, for the well ordering of the business and affairs of the corporation, and elect such officers, or agents, with such salaries as may by them be deemed necessary: <i>Provided</i> , That no such by-law, or regulation, shall in anywise conflict with, or be contrary to, the laws and constitution of the United States, or the laws and constitution of this commonwealth.
By-laws.	
Proviso.	
Powers and privileges.	SECTION 4. That the said company shall have power to hold, in fee simple, or by lease, or otherwise, any timber, coal, limestone, fire-clay, iron ore, or other mineral lands, not exceeding three thousand acres, in the county of Clearfield, or adjoining counties thereto, with the right to mine, manufacture and prepare the same for market, or to sell, and dispose of the same, in their crude state, with like power to build a railroad, or railroads, to connect their ore beds, coal lands, furnaces and other manufactories, with the Philadelphia and Erie railroad, or with any other railroad, or railroads, now, or hereafter to be, built, in the county of Clearfield, or adjoining counties, by such railroads as may be deemed necessary by the said company.
Subscriptions to stock, relative to.	SECTION 5. That the said company may receive subscriptions of stock, to said corporation, in land and other property, at a valuation, to be fixed by the board of directors thereof, subject to such restrictions as may be, by said board of directors, deemed necessary, for the safety and security of said company, and may borrow money on bond, or mortgage, at any rate of interest, not exceeding eight per centum per annum, and secure the same by mortgage on the whole, or any part, of the property of said company: <i>Provided</i> , That before any such loan of money shall be made by said company, there shall
May borrow money.	
Proviso.	



first be subscribed to the capital stock thereof, at least fifty thousand dollars, with one dollar per share paid in, or secured to be paid in, before any loan shall be made as aforesaid.

SECTION 6. That the said company shall be organized, and a board of directors elected, at an election to be held by a majority of the corporators, at the town of Clearfield, on the third Monday of May, one thousand eight hundred and sixty-four, when the said company shall have all the privileges, and be subject to all the restrictions, of an act regulating railroads, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, not inconsistent with and otherwise herein provided. Organization.  
Subject to.

SECTION 7. That when the said company shall be organized, this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum, on the amount of their capital stock, invested in lands and mining privileges, in four equal, annual, instalments, and such other taxes as is now, or may hereafter be, imposed by law on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, in mining and manufacturing operations, and for all materials and provisions furnished for such operations, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth of April, one thousand eight hundred and fifty-three. Bonus.  
Individual liability.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-ninth day of April, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 874.

## An Act

To extend the charter of the North Branch Coal and Iron Company, and to enable it to increase its capital stock, and to issue and secure bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate powers, rights and privileges, conferred upon the North Branch Coal and Iron Company, by the act of assembly, entitled "An Act to authorize William Linn, trustee of the minor children of Robert and Ann Stockton, to sell and convey certain real estate, and for other purposes," approved March twenty-fifth, one thousand eight hundred and forty-two, and by the several supplements thereto, be and the same are hereby extended, and kept in force, for the additional period of twenty years, from and after the expiration of the same; and that the said company is hereby authorized to increase its capital to an amount not exceeding one million of dollars, and, from time to time, to issue bonds, bearing interest, at a rate not exceeding seven per centum per annum, in denominations of not less than one hundred dollars, and to such amounts, as it may deem necessary for the purposes authorized by its charter, and to make them convertible, and to provide for their conversion into capital stock, and to secure the same, by one, or more deeds of trust, or mortgage, upon its property and franchises; this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the additional stock, hereby authorized, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 875.

**An Act**

To authorize a sale of certain real estate, in the city of Philadelphia, late the property of Martha Ann Buckingham, and a re-investment of the proceeds thereof, in the state of New Jersey.

WHEREAS, Martha Ann Buckingham, late of the city of Philadelphia, deceased, did, by her last will and testament, dated the tenth day of April, Anno Domini one thousand eight hundred and fifty-four, and duly proved and recorded on the fourth day of March, Anno Domini one thousand eight hundred and fifty-seven, in the office of the register of wills, in and for the city of Philadelphia, direct, among other things, that William Duane, his heirs and assigns, named as trustees of certain real estate, hereinafter described, should convey the said real estate, after the death of her two sons, Charles P. Buckingham and John R. Buckingham, to the issue of the said Charles P. Buckingham, as tenants in common :

*And whereas*, All of said parties, in any way interested in said real estate, have now removed to the town of Williamstown, in the county of Camden, in the state of New Jersey, and are desirous of selling said real estate, and investing the proceeds thereof in the purchase of real estate, in the state of New Jersey ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Duane, trustee aforesaid, be and he is hereby authorized and empowered to sell and convey, in fee simple, all that lot, or piece of ground, with the three storied brick house thereon erected, situate on the east side of Sixth street, above Callowhill street, in the city of Philadelphia, formerly in the district of the Northern Liberties, in the county of Philadelphia, commencing at the distance of about fourteen feet nine inches, south of Willow street, and containing, in front, fifteen feet three inches, and in depth, fifty-three feet four inches, to a three feet wide alley, and to re-invest the proceeds of such sale, in the purchase of real estate, in the state of New Jersey : *Provided*, That the said William Duane shall first give bond, with security, to be approved by the orphans' court of Philadelphia city, in double the supposed value of said real estate, conditioned for the faithful discharge of the duties prescribed by this act, and for a prudent re-investment of the proceeds of said sale, in the purchase of real estate, in the state of New Jersey, to be held by him, his heirs and assigns, for the uses

and trusts, and upon the conditions, for which he held the real estate herein directed to be sold.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 876.

## A Supplement

To an act, entitled "An Act to incorporate the Fall Brook Coal Company," passed the seventh day of April, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Fall Brook Coal Company be and is hereby authorized and empowered to lease, hold and operate, the Tioga railroad, in the county of Tioga, provided arrangements shall be made therefor, with the Tioga Railroad Company.

Authorized to lease the Tioga railroad.

SECTION 2. That the said company be and is hereby authorized and empowered to lease, hold and operate, the railroad of the Blossburg and Corning Railroad Company, in the state of New York, and any extension thereof, together with all depots, shops and materials, and all lands and appurtenances therewith belonging and connected; also, any other railroad, in the state of New York.

May also lease the Blossburg and Corning railroad, &c.

SECTION 3. That the said company be and is hereby authorized and empowered to purchase the said Blossburg and Corning railroad, in the state of New York, and any extensions thereof, and own and hold the same, in fee simple.

Empowered to purchase the Blossburg and Corning road.

SECTION 4. That the said company be and is hereby authorized and empowered to purchase, own and hold, in fee simple, and to hold, by lease, or otherwise, such lands, in the counties of Steuben, Chemung and Schuyler, in the state of New York, as may be desirable in its business.

Authorized to hold land, in certain counties, in New York state.

SECTION 5. That the said company be and is hereby authorized to increase its capital stock, sixteen thousand shares beyond the present authorized number.

Capital stock may be increased.

SECTION 6. That the ninth section of the act incorporating the Fall Brook Coal Company be and the same is hereby re-

Repeal.



pealed ; and that the said company, or corporation, shall have To have per-  
 perpetual succession, subject to the will of the legislature, petual succes-  
 which hereby reserves to itself the right to revoke, or amend, sion.  
 its charter, at any time: *Provided*, That in amending, or re- Reservation.  
 voking, its charter, or supplements thereto, no injustice shall  
 be done to its stockholders.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thou-  
 sand eight hundred and sixty-four.

A. G. CURTIN.

No. 877.

## An Act

For the incorporation of the Prospect Cemetery.

WHEREAS, Certain citizens of this commonwealth, to wit : Preamble.  
 John M. Porter, James Dickey, James M. Kier, William V.  
 Evans and Samuel Black, have purchased certain lands, ad-  
 joining the borough of Tarentum, in Allegheny county, to be  
 used and occupied for the burial of the dead ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Represen-  
 tatives of the Commonwealth of Pennsylvania in General Assem-  
 bly met, and it is hereby enacted by the authority of the same*  
 That John M. Porter, James M. Kier, Thomas Galbraith, Corporators.  
 John L. Randolph, John V. Humes and William V. Evans,  
 and their successors, are hereby created and erected into a  
 body politic and corporate, in deed and in law, by the name,  
 style and title of the Trustees of the Prospect Cemetery, and Name.  
 by that name, shall have perpetual succession, and be able to  
 sue and be sued, in any court of law, or equity ; and may  
 have and use a common seal, and the same, at their pleasure, Seal.  
 to alter, or renew ; and shall have power to hold and enjoy,  
 to them and their successors, all such land as they now own, Privileges.  
 or may hereafter purchase, not exceeding forty acres ; and  
 they shall have authority to receive gifts and bequests, for the  
 purpose of purchasing additional land for the enlargement of  
 said cemetery, not exceeding the aforesaid forty acres, and  
 for ornamenting and improving the same ; and to hold such  
 personal property as may be necessary, for the purpose of car-  
 rying out the objects of this act.

Management.	SECTION 2. The affairs of said corporation shall be conducted, and the management of its property shall be vested in, and the corporate powers shall be exercised by, a board of six trustees, four of whom shall form a quorum, for the transaction of business ; and said trustees shall be elected by ballot, by and from among the lot holders of said cemetery, for the term of three years, two of whom shall be elected every year ; the first election for trustees, under the corporation, to be held on the fourth Tuesday of January, Anno Domini one thousand eight hundred and sixty-five ; and thereafter, annually, meetings of the lot-holders shall be held on the fourth Tuesday of January, in every year, at which, reports of the affairs of the corporation shall be made by the trustees, and elections shall be held, for two trustees, to serve for three years ; and until the first election shall be held, the corporators, named in the first section of this act, shall be the trustees, and shall have full power and authority to act as such : <i>Provided</i> , That in case the first, or any subsequent, election, shall not be held at the time specified, the trustees of the preceding year shall continue to act as trustees, until an election shall be held.
Trustees, election of, &c.	
Corporators to act as trustees until election.	
Proviso.	
Election of officers, &c.	SECTION 3. The trustees shall elect a president, from among themselves, to serve for one year, and shall have power to fill all vacancies, until the next election, that may occur in the board, and to elect, or appoint, a secretary and treasurer, and other necessary officers and employees, and to fix their several duties and compensations ; and to make such by-laws, rules and regulations, and the same to alter and amend, as they may deem proper, for the better conducting the affairs of the corporation, for the government of the lot-holders and visitors to the cemetery, and for the transfer of lots and the evidence thereof ; they shall, also, have power to lay out and ornament the grounds, to erect such buildings, and to make all other improvements they may deem necessary ; to lay out, sell, dispose of, and convey burial lots, for the purpose of sepulture, to individuals, without distinction, or regard to sect, under such conditions and regulations, as the trustees may establish.
By-laws.	
Powers and duties of trustees.	
Lots to be used for sepulture only, to be free from levy, or sale, &c.	SECTION 4. That none of the said lots shall be used for any other purpose than that of sepulture ; and they shall be free from seizure, levy, or sale, under, or by virtue of, any execution, or other process, against the grantee, or grantees, of such lot, or lots ; and no grantee shall be at liberty to transfer his, or her, lot, or lots, to any person whomsoever, without the consent of the trustees first being had, in writing ; and the said cemetery shall hereafter be exempt from taxation.
Transfers, relative to.	
Exempt from taxation.	
Conveyance of lots to be evidenced by deed, &c.	SECTION 5. That the original conveyance of lots, from the corporation to individuals, shall be evidenced, by deed, signed by the president, or the secretary, as the rules and regulations, or by-laws, shall require ; and such deed, specifying that such a person is the owner of such lot, or lots, shall have the same force and effect, as deeds duly executed in other cases, and may be recorded ; and certified copies thereof shall be evidence, as in other cases : <i>Provided</i> , That all lots must be held subject to the rules and regulations of the corporation.
Proviso.	

SECTION 6. That no streets, or roads, shall hereafter be opened through the lands of said corporation, except by and with the consent of the said board of trustees; and any person who shall wilfully destroy, mutilate, deface, injure, or remove, any tomb, monument, grave-stone, or other structure, placed in the cemetery aforesaid, or any fence, railing, or other work, for the protection, or ornament, of said cemetery, or shall wilfully destroy, cut, break, or remove, any tree, shrub, or plant, within the limits of said cemetery, or shall shoot, or discharge, any gun, or other fire-arms, within said limits, except at military funerals, and by order of an officer in command, shall be deemed guilty of a misdemeanor, and shall, on conviction thereof, before any justice of the peace of the county of Allegheny, be punished by a fine, at the discretion of the justice, according to the aggravation of the offence, of not less than five, nor more than one hundred dollars; or shall, upon conviction thereof, in the court of quarter sessions of said county, be punished by a fine and by imprisonment, according to the aggravation of the offence, at the discretion of the court.

Opening of streets, or roads, through cemetery, relative to.

Penalty for injury to tombs, shrubbery, &c.

SECTION 7. That the money received from the sale of lots, and from all other sources, under the by-laws, rules and regulations of the corporation, shall be appropriated to paying the current expenses of the corporation, and making repairs and improvements on the cemetery property.

Moneys received, how to be appropriated.

SECTION 8. That all persons purchasing lots in said cemetery, and all persons whose names are inserted in the deeds, for such lot, or lots, shall be entitled to vote, at any regular election, for trustees of said cemetery: *Provided*, That they are of the age of twenty-one years, or upwards.

Who voters.

SECTION 9. That the provisions of an act, entitled "An Act relative to cemeteries and burial places, in the county of York," approved the thirty-first day of March, Anno Domini one thousand eight hundred and fifty-seven, be and the same is hereby extended to this cemetery.

Certain provisions extended to.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 878.

## An Act

To incorporate the Presque Isle Fire and Marine Insurance Company of Erie.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

**Corporators.** That John Hearn, George J. Morton, Josiah Kellogg, John P. Vincent, Prescott Metcalf and Alfred King, of the city of Erie, and all other persons, who may hereafter associate with them, shall be and are hereby constituted a body politic and corporate, by the name of the Presque Isle Fire and Marine Insurance Company of Erie, to be located in the city of Erie, which shall have perpetual succession, with power and authority to make contracts of insurance with any person, or persons, or body politic, or corporate, against loss, or damage, of property, by fire, or any cause of risk, and against loss, or damage, of goods, merchandize, or other property, in course of transportation by land, or water, or otherwise, and in any vessel, or boat, or water craft, and the vessel, or boat, or other water craft, in which the same is, or may be, transported, and for such premium, or consideration, and under such modifications, or restrictions, as may be agreed upon between the said insurance company and the parties making insurance.

**Name.**

**Privileges.**

**Capital stock.** **SECTION 2.** That the capital stock of said corporation shall be one hundred thousand dollars, with the right to increase the same to any sum, not exceeding three hundred thousand dollars, as may be agreed upon, at a meeting of the stockholders, called for that purpose, which stock shall be divided into shares of fifty dollars each; and there shall be paid, by each subscriber, at the time of subscribing, an instalment of at least five dollars on each share, and the remainder shall be paid in such manner, time and place, as the directors of said corporation shall determine: *Provided*, That said company shall not be authorized to invest, or employ, their capital stock, or other moneys, in the purchase, or discount of, or advance upon, promissory notes, bills of exchange, or other negotiable paper.

**Prohibition.**

**Subject to.** **SECTION 3.** The said company shall be subject to all the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 879.

## An Act

To incorporate the Waynesburg and Monongahela River Railroad Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John C. Flenniken, Joseph L. McConnell, William S. E. Webb, Jesse Hook, William W. Sayers, J. A. J. Buchanan, Jesse Hill, Thomas Hill, of Waynesburg; Carlton C. Hany, David P. Bell, John Bell, senior, Meeker W. Denney, William Davis, John Bayard, W. D. Regers and S. P. Pollock, of Jefferson; Jacob Rush, Fletcher Allman, John Corbitt, Ralph Drake and Alexander Patton, of Clarksville; James Hawthorn, P. V. Vernon, William Horner and John Bowell, of Millesboro'; Samuel Krepps, J. S. Rogers, Thomas Duncan, Wesley Frost and John S. Krepps, of Brownsville, or any ten of them, be and they are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name, style and title of the Waynesburg and Monongahela River Railroad Company, with power to construct a railroad, from the borough of Waynesburg, in the county of Greene, by the way of the South Branch of Ten Mile creek and Monongahela river, to Brownsville, in Fayette county, and with power to connect with any railroad, now existing, or hereafter to be built, at either end of said route.

Commissioners.

Title.  
Construction of  
road authorized  
Route.

*SECTION 2. That the capital stock of said company shall be four hundred thousand dollars, with privilege to increase the same, from time to time, if deemed expedient, by a majority of the stockholders present, at a meeting called for that purpose, to an amount sufficient to complete their road, and provide the same with all the necessary cars, locomotives, machinery, depots, water stations, et cetera, not exceeding eight hundred thousand dollars.*

Capital stock.

*SECTION 3. That the directors of said company may borrow money to an amount, not exceeding one million of dollars, and issue their bonds therefor, either with, or without, coupons, in sums not less than one hundred dollars each, bearing any rate of interest, not exceeding eight per centum per annum, and secure the payment of the principal and interest of said bonds, by a mortgage, or mortgages, upon the railroad, locomotives, cars, and all other real and personal property, and the corporate rights, privileges and franchises of the company; and the said directors may make the said bonds convertible into stock, at par, if such course shall be deemed advantageous to said company; and every such mortgage, duly acknowledged, and recorded, in the proper office of the counties, in which the railroad of said company may be located, shall be*

May borrow  
money and is-  
sue bonds  
therefor.Mortgages, rela-  
tive to.

- good and valid, and effectual in law, against the said company, and against all judgments and executions, subsequent, in date, to the recording of such mortgage, or mortgages, notwithstanding said company continue to use, and be in possession of, said property, so mortgaged; and the said railroad, locomotives, cars, and real and personal property, corporate rights and franchises, in the event of a sale, under the said mortgage, or mortgages, shall pass to the purchaser, or purchasers, free from any incumbrance, lien, or liability, subsequent to the recording of the said mortgage, or mortgages, as aforesaid, and to be vested in him, or them: *Provided*, That all debts and claims, against the said company, for ties, wood, or materials, furnished, or damages ascertained, or labor performed, along the line of said road, prior to the recording of said mortgage, or mortgages, as aforesaid, shall be satisfactorily secured to the creditor, or creditors; otherwise, the said mortgage, or mortgages, shall have no validity against said debts, or claims:
- Proviso.** *And provided further*, That the declaratory act, passed the twenty-fifth day of February, Anno Domini one thousand eight hundred and fifty-six, respecting the interest, or loan, certificates, issued by any railroad, or canal company, together with the eleventh section of the act of twenty-sixth July, Anno Domini one thousand eight hundred and forty-two, referred to therein, shall extend to, and be applied to, the certificates issued under the present act.
- Privileges.** SECTION 4. That the said company shall be entitled to all the privileges, and subject to all the restrictions, imposed by an act, entitled "An Act regulating railroad companies," approved the ninth day of February, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto, except so far as otherwise provided in this act.
- Damages, how to be assessed, &c.** SECTION 5. That in all cases where the company and the owners of land and materials cannot agree upon the amount of damages claimed, either for land, or materials, the said company may tender a bond, with sufficient security, to the party claiming damages, the condition of which shall be, that the company will pay, or cause to be paid, such amount of damages as the party shall be entitled to receive, after the same shall have been agreed on by the parties, or assessed according to law: *Provided*, That in case the party, or parties, claiming damages, refuse to accept the bond, or bonds, tendered by the said company, the said company may, in such case, present their bond, or bonds, to the court of common pleas of the proper county, or to any one of the judges thereof; and if the said court, or any one of the judges thereof, approve the security, they shall direct the said bond, or bonds, to be filed in the prothonotary's office of said court, for the benefit of those interested; whereupon, the company may enter upon, or take possession of, such land and materials.
- Proviso.** SECTION 6. That in all cases, in which the owners of land and materials are minors, it shall and may be lawful for the guardian of such owners and the said company amicably to adjust the amount of damages to be paid, if they can agree; and on payment of the amount, it shall be lawful for such guardians to release said company from all claims therefor, and to
- Cases in which the owners of lands are minors, relative to.**

execute all necessary papers, in the premises ; in case the said parties cannot agree, the said company may proceed, as is provided in the fifth section of this act.

SECTION 7. That if the said company shall not commence their road, in five years, or complete the same, within ten years, from and after the passage of this act, then the same shall be null and void, except so far as the same shall be necessary to settle up the affairs and pay the debts of said company. When road to be commenced and completed.

SECTION 8 That the directors of said company are hereby authorized to pay to the stockholders, entitled to receive the same, interest at the rate of six per centum per annum, on all instalments paid by them, until the work is completed and in operation ; which interest shall be charged to the cost of the road ; and the stock of said company shall not be subject to tax, in consequence of payment of interest. Directors authorized to pay stockholders interest on instalments, until work is completed.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 880.

## A Further Supplement

To the act to incorporate the Wrightsville, New Holland and Conewago Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the times limited by the third section of the act, entitled "An Act to incorporate the Wrightsville, New Holland and Conewago Railroad Company," approved the nineteenth day of April, one thousand eight hundred and fifty-three, be and the same are hereby extended to three years, for commencing, and five years, for completing, the said road, from the passage of this supplement ; and that Doctor Barton Evans and William M'Conkey, of York county, and James Duffy, Samuel Shoch and H. M. North, of Lancaster county, are hereby appointed







SECTION 2. That the said Kensington and New Jersey Ferry Company shall have full power and authority to procure, purchase, construct and equip, one, or more, steam ferry boats, and other crafts, of such burthen, power, construction and movement, and with such appurtenances, apparel and furniture, as they may deem adequate and proper for the purposes and objects, by this charter intended, and the same to employ in and about ferrying, carrying and transporting of persons, vehicles, wagons, horses, cattle, swine, goods, wares and merchandize, and other things, from the foot of Shackamaxon street wharf, or near it, in the Eighteenth ward, in the city of Philadelphia, to the state of New Jersey, and generally to transact and perform all matters and things, appurtenant, or relating, to the said several objects, hereinbefore mentioned, or connected therewith.

Authorized to purchase, or construct, steam ferry boats, &c., and employ the same in transporting persons, vehicles, merchandize, &c.

SECTION 3. That the capital stock of the said company shall consist of one thousand shares, of fifty dollars each: *Provided*, That the said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock, if it should be deemed necessary, to an amount not exceeding two thousand shares; and that all corporations, who desire to subscribe to the said stock, are hereby granted full power and authority to do so.

Capital stock.

Proviso.

Other corporations may subscribe.

SECTION 4. The said company shall have the power of borrowing any sum of money, not exceeding, in amount, their capital stock, at a rate of interest, not exceeding seven per centum, and to secure the payment of the same by the issue of the bonds and mortgages of the said ferry boats, landings, together with the corporate rights and franchises, granted by this act; and to annex to the said bonds and mortgages the privilege of converting the same into the capital stock of the said company, at par, at the option of the holders, if they shall signify their election, one year before their maturity: *Provided*, That the said company shall issue no certificate of loan, of a less denomination than one hundred dollars.

May borrow money, secured by bonds and mortgages.

Proviso.

SECTION 5. That subscription to the capital stock of this corporation may be made payable in money, or in real, or personal, property, appropriate to the business contemplated by this act, at a fair valuation, to be fixed upon by a majority, in interest, of its stockholders, at the time of such purchase.

Subscriptions to stock, how payable.

SECTION 6. That the affairs of said corporation shall be managed and conducted by a board of five directors; said board shall be stockholders, and shall be elected annually, after the first election, and shall hold their office for one year, and until their successors shall be elected; but any failure, or omission, to elect such directors, annually, shall in no wise impair, or affect, meanwhile, the rights and powers of those holding over, or the rights and interests of the said company, in any way; said board of directors shall elect a president, from one of their number, and shall fill all vacancies occurring in their own body, until the next succeeding election by the stockholders; a meeting of the stockholders of said company shall be held annually, on the first Monday of January, of each year, for the purpose of electing a board of directors,

Management.

Election of directors, when and how to be held.

which shall be by ballot, between the hours of ten, A. M., and two, P. M. ; in all elections, and at all meetings of stockholders, each share shall be entitled to one vote, and shareholders may vote by proxy ; it shall be the duty of the board of directors, within one month previous to said election, to appoint three stockholders, to be judges of said election, who shall hold and conduct the same, and who shall certify to the result thereof, and publish the names of the directors elect.

Votes.

When this act to take effect.

SECTION 7. That this act shall take effect as soon as one hundred shares of stock is subscribed: *Provided*, That be within three years.

Certain additional privileges granted.

SECTION 8. That the said Kensington and New Jersey Ferry Company shall have authority to lay out and make, upon Shackamaxon street, from their ferry, north-westward to Girard avenue, then along said Girard avenue, on the south-eastward side, across Frankford road, so as to connect with any and all the passenger railroads, in that vicinity, let them run in whatever direction they may.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 882.

## An Act

To incorporate the Millersburg and Raush Gap Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That David R. Porter, William L. Dennis, Henry Thomas, James Freeland, George Brubaker, Francis Wenrich, H. E. Wallace, Jonathan Swab, Daniel Lane and Michael Meylert, their associates, successors and assigns, are hereby incorporated into a body corporate, in deed and in law, by the name, style and title of the Millersburg and Raush Gap Railroad Company, with all the powers and privileges, and subject to all the regulations and restrictions, contained in an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, not inconsistent with the provisions of this act.

Corporators.

Title.

Subject to.

SECTION 2. That the capital stock of said company shall consist of two thousand five hundred shares, of fifty dollars each, to be increased, if deemed necessary by the stockholders, to carry out the objects of this act, to any amount, not exceeding five thousand shares

Capital stock.

SECTION 3. That said company shall have the right to construct a railroad, with as many tracks as may be deemed necessary, from the borough of Millersburg, in the county of Dauphin, by way of the most practicable route, to Raush Gap, in said county, with the right to construct such lateral roads as may be necessary, nor exceed ten miles in length.

Construction of railroad and branches authorized.

SECTION 4. That the said company are hereby authorized to issue, sell and transfer the capital stock aforesaid, and to apply the proceeds thereof to the construction of said railroad, and also to borrow a sum of money, at a rate of interest, not exceeding seven per centum per annum, for the purposes aforesaid, not exceeding two hundred and fifty thousand dollars; and to issue their bonds, with coupons attached, for the same, in sums not less than one hundred dollars each, and to mortgage the road and franchises of the company, as security therefor.

May borrow money and issue bonds therefor.

SECTION 5. That the said Millersburg and Raush Gap Railroad Company shall have the right to connect their road with any road now constructed, or hereafter to be constructed, in the borough of Millersburg, in the county of Dauphin.

Authorized to connect with other roads.

SECTION 6. That said company shall have the right to hold not exceeding three thousand acres of land, and to mine coal, and transport the same to market, to build wharves, breakers and such other conveniences, as may be necessary for the proper carrying out of the purposes of said company.

Empowered to hold land, mine coal, &c.

SECTION 7. That this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three.

Bonus.

Tax on dividends.

Individual liability.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 883.

## A Further Supplement

To an act for incorporating the German Lutheran Congregation, in and near the borough of Lancaster, in the State of Pennsylvania, enacted March fifth, Anno Domini one thousand seven hundred and eighty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the name, style and title of "The ministers, trustees, elder and church wardens of the German Lutheran Congregation, in and near the borough of Lancaster, in the state of Pennsylvania," be and the same is hereby changed to the Evangelical Lutheran Church of the Holy Trinity, of Lancaster, Pennsylvania; and by that name and title, the said corporation shall hereafter be known, and shall have and enjoy all the corporate rights, franchises and privileges, and be subject to all the provisions and immunities, granted to and imposed upon the same, by the act of original incorporation, and the supplement thereto, in the same manner, as if the name thereof had not been changed.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 884.

## An Act

Relating to the burial ground of the First Baptist Church and Congregation of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*



That the First Baptist Church and Congregation of Pittsburgh be and is hereby authorized and empowered to disinter and remove, or cause to be removed, the dead bodies, buried in a certain burial ground, belonging to said corporation, situated on Spruce street, in said city, being lots numbers nine and ten, in a plan of lots, laid out by the executors of the will of Jane M'Cullough, deceased, recorded in the county of Allegheny, in Deed Book, volume forty, page four hundred and eleven, and to cause the same to be properly and carefully buried, in such grounds as the said corporation has, or may select, for burial purposes, or such other burial ground as the surviving friends, or relatives, of such deceased persons may direct: *Provided*, That the grave stones, or monuments, that now designate, or mark, any particular graves, shall also be removed, and erected upon the corresponding graves, in such other grounds, unless otherwise directed by the surviving friends.

Removal of  
bodies buried,  
in a certain bu-  
rial ground, au-  
thorized.

Proviso.

SECTION 2. That before any bodies shall be removed, as provided in the preceding section, the said corporation shall publish notice of such intended removal, in at least two newspapers, in the city of Pittsburgh, for at least thirty days; and the costs of such removal and re-interments shall be paid by the said corporation.

Notice to be  
published.

Costs to be paid  
by corporation.

SECTION 3. The said corporation shall have the right, after the removal of said bodies, to sell, lease, improve and use the said grounds, in such manner, and for such purposes, as may be deemed best for the interest of the said church and congregation.

Authorized to  
sell, lease, or  
use grounds,  
after removal  
of bodies.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fifth day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 885.

## An Act

To incorporate the Western Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George K. Gamble, John M'Broom, Joseph Jones, Robert Long, Seth Lowen, James Colvin, David Robinson, and such

Corporators.

Title.	other persons as may now be, or may hereafter become, associated with them, their successors and assigns, be and they hereby are erected into a body politic and corporate, in deed and in law, by the name, style and title of the Western Coal Company, with all the powers and privileges, rights and franchises incident, belonging, or pertaining, in law, or equity, to a body politic and corporate.
Seal.	SECTION 2. The said corporation shall have authority to make and use a common seal, and the same to make, alter and renew, at their pleasure; and by the name, style and title aforesaid, to sue and be sued, before any court, or justice of the peace, in this commonwealth; to make, establish and ordain all proper and necessary rules, regulations, by-laws and ordinances, and the same to alter, amend and annul, at pleasure, and to do and perform everything needful for the good government, the transaction of all business, and the management of all the affairs and concerns, of said corporation: <i>Provided</i> , That the said rules, regulations, by-laws and ordinances shall not be repugnant to the constitution and laws of the United States, or of this commonwealth.
By-laws.	
Proviso.	
Capital stock.	SECTION 3. The capital stock of said corporation, or company, shall consist of one thousand shares, of one hundred dollars each, with the power to increase the same, from time to time, in such manner as may be provided by the by-laws of said company, to an amount not exceeding twenty-five hundred shares, of one hundred dollars each; which said stock
Transfers, relative to.	shall be personal property, and shall be transferable only on the books of said company, and in the manner provided by their by-laws; but no stockholder, who may be, at the time, indebted to said company, either for stock, or otherwise, shall be permitted to transfer his stock, without a vote of the board of directors, allowing the same to be done; which vote shall be regularly entered on the minutes of said board.
Subscriptions.	SECTION 4. The above named corporators, or such of them as may act, being a majority of the whole, are hereby authorized to receive subscriptions to said stock, in such manner, and at such times and places, as they may determine, and shall
Letters patent.	receive letters patent, as provided in the second section of an act of assembly, regulating railroads, approved the nineteenth day of February, one thousand eight hundred and forty-nine.
Powers and privileges.	SECTION 5. The said company, by the name, style and title aforesaid, shall have the power to purchase and hold, in fee simple, or for any less estate, mineral and coal lands, in the counties of Allegheny, Washington and Beaver, not exceeding, at any one time, two thousand acres, with power to sell, lease, mortgage, or otherwise dispose of, or incumber the same, or any part thereof, and to work, mine, transport to market and vend the coal, or other minerals, contained in, and any other products of, said lands.
Authorized to construct railroads, &c.	SECTION 6. The said company shall have the power and right to construct and operate, in said counties of Allegheny, Washington and Beaver, any railroad, or railroads, which they may deem necessary, or proper, from any of their lands, or coal, or other mines, to connect with the Pittsburgh and Steu-

benvenue railroad, or with the Ohio, or Monongahela, river, at whatever point, or points, they may desire ; and to erect, construct, maintain and use all such buildings, tipples, schutes, platforms, fixtures, depots, turnouts, switches, and lateral railroads, as they may deem necessary for the conducting of their business of mining and transporting coal, and other minerals, products and property, to market : *Provided*, That none of said railroads shall exceed fifteen miles in length ; and that in the construction of the same, the said company shall have all the powers and privileges, and be subject to all the limitations, restrictions and duties, created, or established, by the aforesaid act of assembly, regulating railroads, passed the nineteenth day of February, one thousand eight hundred and forty-nine.

Proviso.

SECTION 7. As soon as the said company shall have completed three, or more miles of any railroad, which they are hereby authorized to construct, they may, at their discretion, open the same, for the purpose of carrying thereon, for the public, and keep the same open for such purpose, as long as they may deem proper ; and while they keep the same open for such purpose, they shall have the right to collect and receive the same tolls, which the Little Sawmill Run Railroad Company are authorized to collect and receive, by law.

When tolls may be collected.

SECTION 8. The said company shall have the power and right to use, on any railroad, or railroads, erected by them, steam locomotives, or any other power, which they may deem proper, for operating such railroad, or railroads, with convenience and advantage.

May use steam power.

SECTION 9. The said company shall have the right and power to construct a lateral railroad, or railroads, from the Pittsburgh and Steubenville railroad, to the Ohio, or Monongahela, river, at any point, or points, they may find necessary for their business, subject to the provisions of the tenth and eleventh sections of the act of assembly, entitled "An Act to incorporate the Butler County Mutual Insurance Company, and for other purposes," passed the twenty-fourth day of April, one thousand eight hundred and forty-three.

Lateral railroads at certain points authorized.

Subject to.

SECTION 10. The affairs of said company shall be managed and conducted by a board of directors, which shall consist of not less than five persons, all of whom shall be stockholders in said company, and who shall be elected by the stockholders of said company, yearly, at such place and time as shall be fixed by the by-laws ; said directors shall elect one of their number president, and one, secretary ; and they shall appoint a treasurer, and such other officers and agents, as the business and interests of the company may require : *Provided*, That if the yearly election of directors, through any cause, should not be held at the time and place fixed by the by-laws, for the holding thereof, such election may be held at any time thereafter, upon two weeks' previous public notice thereof ; and the board of directors, and other officers, shall continue to act until their successors are duly chosen and qualified.

Directors, election of.

Officers.

Failure to hold election, relative to.

SECTION 11. That the stockholders of the said company shall be jointly and severally liable, in their individual capacities, for

Individual liability.



Proviso.

all debts due mechanics, workmen and laborers employed by said company, and for all provisions and country produce furnished thereto, to be sued for and collected, in the manner provided in the twelfth, thirteenth and fourteenth sections of the act of assembly, incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three : *Provided*, That no stockholder shall be held liable, under this section, unless proceedings to enforce the same are commenced, within one year after the debt has been incurred.

Bonus.

SECTION 12. That said company shall pay to the commonwealth a bonus of one-half of one per centum on the capital stock of said company, and upon any increase thereof, payable in four equal, annual, instalments, the first payment to be made, within one year after the passage of this act; and they shall also pay all such taxes upon dividends as are, or may be hereafter, provided by law.

May borrow money and issue bonds therefor.

SECTION 13. The said company are hereby authorized and empowered, from time to time, to borrow money, not exceeding, in amount, at any time, one-half of the stock which is, at the time, actually subscribed and paid in; but such money shall only be borrowed, to enable the company to carry out the purposes of its organization; upon the borrowing of said moneys, the said company may issue its bonds therefor, and mortgage their real and personal property, of all kinds, to secure the payment of the same: *Provided*, That they shall issue no bond for a less amount than one hundred dollars.

Proviso.

Mode of conducting elections.

SECTION 14. That in all elections by said company, the vote shall be by ballot; and at all of said elections, and all general meetings of the stockholders, each stockholder shall be entitled to one vote for every share of stock owned by him, not exceeding fifty shares, and one vote for every twenty shares over fifty; but no share, or shares, transferred, within sixty days, next preceding any election, or general meeting of the stockholders, shall entitle the holder, or holders, thereof, to vote at any such election, or general meeting, nor shall any proxy be received, or entitle the holder to vote, unless the same shall bear date, and have been duly executed, within the three months next preceding such election, or general meeting.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fifth day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 886.

**A Supplement**

To an act, entitled "An Act to incorporate the Luzerne Coal Transportation Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the corporate name of the Luzerne Coal Transportation Company is hereby changed to the Keystone Coal and Transportation Company; and as a body politic and corporate, under this latter name and title, shall succeed to all the rights and liabilities of the Luzerne Coal Transportation Company, and be entitled to the like rights, powers, franchises and privileges, as were conferred upon the Lackawanna Railroad Company, under the several acts of assembly relating thereto. Corporate name changed.

SECTION 2. That the said company may reduce the number of her managers, from nine to any number, not less than six, a majority of whom shall constitute a quorum, for the transaction of business; the president and treasurer shall be elected by, and may be selected from, the board of managers, and shall not be required to be resident of this commonwealth; and that so much of any act, as is altered, or supplied, by this act, be and the same is hereby repealed. Number of managers may be reduced.  
Officers, relative to.  
Repeal.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

We do certify, that the bill, entitled "A supplement to an act, entitled 'An Act to incorporate the Luzerne Coal Transportation Company,'" was presented to the governor, on the twentieth day of April, one thousand eight hundred and sixty-four, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, May 5, 1864.

No. 887.

## An Act

To authorize Arnold Plumer, of Venango county, to make deeds, or conveyance, for lands sold by him, belonging to the heirs of Patty Plumer, deceased.

WHEREAS, Arnold Plumer, by virtue of a power of attorney, duly executed by the heirs of Patty Plumer, late of Franklin, Venango county, Pennsylvania, deceased, did, by articles of agreement, sell the real estate of said heirs, situated in Canal township, in said county of Venango, and that, subsequent to said sale, three of the said heirs have died, one leaving minor children, who have no guardians, and one leaving minor children, residing in the state of Louisiana; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Arnold Plumer, of Venango county, be and is hereby empowered to make good and sufficient deeds, or conveyances, for a certain tract, or piece, of land, situated in said township of Canal, to John Boughner, Andrew Hill, Henry N. Kellogg and Jacob Lupper, sold to said parties by said Plumer, as attorney in fact for the heirs of Patty Plumer, deceased: *Provided*, That if any money shall be due, on said contract, to said absent heirs, or minors, the same shall be paid into the court of common pleas of Venango county, and be invested, under the direction of said court, for the use of said heirs, or minors.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twentieth day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 888.

## An Act

To incorporate the White Deer Improvement Company.

WHEREAS, Large tracts of timber land, in Union county, Pennsylvania, are without any cheap, safe and convenient channel of communication with the great markets of the country : Preamble.

*And whereas,* Such communication may be supplied by the improvement of White Deer creek, and its tributaries, from their sources to its junction with the West Branch of the Susquehanna river :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Philip Billmeyer, John W. Macklin, John M. Lindsay and Samuel A. Black, and all other persons who shall become subscribers to, and owners of, the capital stock, hereinafter created, are hereby made and declared to be a corporation and body politic, in deed and in law, by the name of the White Deer Improvement Company, with power and authority to use so much of the capital stock, hereinafter created, as they may find necessary, in improving the channel of White Deer creek, and its branches, from their several sources to its junction with the West Branch of the Susquehanna river, whether the same be by building dams, at suitable places, with log sluice-ways, or in removing, from the channel of said creek, and its branches, rocks and other obstructions, in straightening and deepening the channel, from time to time, as occasion may require, in protecting the banks and confining the currents, by cribs, or rip-rapping, or by guarding bars, affording a proper floating for logs, timber, shingles, and so forth, down said creek, to its junction with the West Branch of the Susquehanna river : *Provided,* That nothing, herein contained, shall be so construed as to compel the said corporation to provide the means of floating beyond the natural flow of the water of said creek ; nor shall they be, in any manner, responsible for loss, or damage, to logs, timber, or whatever may be floated in the improved channel of said creek, which shall not be caused by the acts, omissions, or neglect, of the said company, its officers, or agents. Corporators.  
Name.  
Powers.  
Proviso.

SECTION 2. That said White Deer creek, and the North and South Forks, for ten miles from the mouths of said forks, be and the same are hereby declared public highways, subject, nevertheless, to the further provisions of this act. Certain streams  
that may be col-  
lected public  
highways.

SECTION 3 That when the channel of said creek, and its branches, shall be so improved as to float timber, logs, shingles, shingle blocks, wood, and so forth, and generally to answer the purposes of a floating stream, for timber, logs, shingles, &c. Rate of charges  
that may be col-  
lected for float-  
ing timber, logs,  
&c.

- shingle bolts, wood, and so forth, the said company, hereby incorporated, may establish such reasonable rules and regulations, respecting the use, for the purposes aforesaid, of said White Deer creek, and its branches, as may be necessary and proper, and may levy and collect, from parties using the same, any rate of charges, not exceeding twenty-five cents per thousand feet, board measure; or they may, at their option, commute these charges, at so much per stick, or log, of sixteen lineal feet, not exceeding five cents per log, of sixteen lineal feet; which said charges shall be and remain a lien upon all timber, logs, shingles, shingle bolts, wood, and so forth, floated in said creek, in whosoever hands the same may be found, until paid: *Provided*, That but one rate shall be charged on any logs, and so forth, coming from any of the branches aforesaid, and passing continuously down the main stream.
- Proviso. SECTION 4. That the capital stock of said company shall be ten thousand dollars, and shall be divided into one hundred shares, of one hundred dollars each.
- Capital stock. SECTION 5. That the affairs of said corporation shall be managed by a board of not less than four, nor more than nine, directors; and that the said corporators, hereinbefore mentioned, are hereby declared and appointed the first directors, who shall serve until others are elected; elections for directors shall be held, annually, at such time and place, as the board of directors may designate; the first election to be held on the first day of May, Anno Domini one thousand eight hundred and sixty-five; votes may be cast by proxy, by power of attorney, or in person; each share of stock shall entitle the holder to one vote.
- Corporators to act as directors until election. SECTION 6. That said corporation shall have all the privileges and immunities, belonging to a corporation; may sue and be sued, implead and be impleaded, and defend, in all courts of law and equity, and may make and have a common seal, and alter the same, at pleasure.
- Time of holding first election. SECTION 7. That the said company shall have full power and authority to enter upon the lands, forming the banks of said creek and its branches, for the purpose of obtaining material, to be used in the improvement of the channel, and may deposit, upon the banks of said creek, dirt, gravel, rocks, and whatever may impede the channel of said creek and its branches, and, generally, may enter upon and use the banks of said creek, at any and all times, and at any and all points, in order fully to carry out the provisions of this act, paying a reasonable compensation for all damages which may accrue thereby; which damages shall be ascertained, in the same manner as is now, by law, established, in the case of railroad companies; and the stockholders of said corporation shall be personally responsible for the amount of such damages: *And provided also*, That the stockholders of said company shall be personally responsible for all damages which may be done, at any time, to private property, by reason of the exercise of the privileges hereby conferred, or by the acts, omissions, or neglect, of the said company, its officers, or agents.
- Votes. SECTION 8. That before the said company shall take possession of, or occupy, said stream, or streams, said corporation
- Privileges.
- Seal.
- May enter upon and use the banks of creek and its branches
- Damages, relative to.
- Proviso.



shall give security, to the court of common pleas of Union county, in such sum as may be deemed sufficient to secure all persons, against any damages that may be done to adjoining property holders, in the construction, or use, of said improvement.

Company to give security to court, before taking possession of streams.

SECTION 9. That this act shall continue in force for thirty years, and no longer. Limitation.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The twenty-first day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 889.

## An Act

To incorporate the Central Pennsylvania Telegraph Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Edmund Blanchard, John H. Orvis, David C. Caldwell, D. G. Bush, Thomas A. Scott, John T. Johnston, L. A. Mackey, J. B. Walters and D. W. Moore, and their associates, and such other persons as may hereafter become stockholders in the company, to be called the Central Pennsylvania Telegraph Company, their associates and assigns, shall be and are hereby made and constituted a body politic and corporate, for the purpose of making, using and maintaining a telegraph line, from Bellefonte, in the county of Centre, to Tyrone, in the county of Blair, and thence to Clearfield, in the county of Clearfield; and to purchase, make, use and maintain any connecting, or side lines, which are now, or hereafter shall be made, within the counties of Centre and Clearfield, and shall have power to connect with the line of the North and West Branch Telegraph Company, at Bellefonte; and by the said name, style and title of the Central Pennsylvania Telegraph Company, shall have all the powers, rights and privileges and immunities, and be subject to all the restrictions and provisions, contained in an act, entitled "An Act to incorporate the Philadelphia and Wilkesbarre Telegraph Company," approved the twenty-ninth day of March, one thousand eight hundred and forty-nine.

Corporators.

Name.

Construction of telegraph line authorized.

May purchase side lines, and make certain connection.

Privileges.

Subject to.

- Organization. SECTION 2. That persons named in the first section of this act, or any three of them, shall call a meeting, in the borough of Bellefonte, on the first Monday of June next, or any time previous, of the corporate body, hereby created, giving ten days' notice of the time and place of holding the same, in at least one newspaper, published in Centre county, for the purpose of choosing a president, secretary, treasurer and five directors; which directors, with the president, shall constitute the board of directors, for the management of the affairs of the company: *Provided*, That the annual, and other meetings of the corporation, shall be held at such time and place as may be prescribed by the by-laws: *And provided further*, That each share of stock shall be entitled to one vote, in all elections: *And provided further*, That the enrolment tax, for this act, shall be ten dollars.
- Officers.
- Meetings.
- Votes.
- Enrolment tax.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-first day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 890.

## An Act

To incorporate the Knickerbocker Ice Company, of the city of Philadelphia.

- Commissioners. SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Edward P. Kershaw, A. Hunt, Hugh Craig, William Wilson, James Steel, William W. Steel, Samuel L. Witmer, Charles Knecht and Albert F. Hopple, or a majority of them, be and they are hereby constituted and appointed commissioners, to open books, receive subscriptions and organize a company, by the name, style and title of the Knickerbocker Ice Company of Philadelphia.
- Title.

- Capital stock. SECTION 2. That the capital stock of said company shall consist of four thousand shares, of twenty-five dollars each: *Provided*, That the said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock, if it should be deemed necessary, to an amount not exceeding ten thousand shares.

SECTION 3. That the said company shall be subject to all Provisions of the restrictions, and have all the privileges and immunities, certain act extended to. contained in an act, entitled "An Act to incorporate the Cold Spring Ice and Coal Company, of the city of Philadelphia," approved March —, one thousand eight hundred and sixty-four.

HENRY C JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The twenty-first day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 891.

An Act

To incorporate the El Dorado Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Paul, R. M. Fitch, H. Osler, Jr., J. K. M'Curdy, John Daily and W. H. Barnes, and their associates, be and they are hereby created a body politic, by the name, style and title of the El Dorado Mining Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in any state, or territory, of the United States, except Pennsylvania, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses, and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this

Seal. commonwealth, or the provisions of this act; and to adopt a  
 Certificates of stock. common seal, and the same to alter, at pleasure; and to issue  
 certificates of stock, representing the value of their property,  
 in such form, and subject to such regulations, as they may,  
 from time to time, by their by-laws, prescribe; and to regu-  
 late and prescribe, in what manner and form their contracts  
 and obligations shall be executed.

Directors, elec- SECTION 3. That the corporators, named in this act, shall  
 tion of, &c. elect persons to serve as directors of the company, a majority  
 of whom shall constitute a quorum, for the transaction of busi-  
 ness, and shall hold their offices until their successors shall  
 have been elected, in accordance with the by-laws.

Offices. SECTION 4. That it shall be lawful for said company to es-  
 tablish the necessary offices for the business of the company,  
 wherever their business is located, and to have their principal  
 office, in the United States, in such place as they may deem  
 expedient; at which place, it shall be lawful to hold all meet-  
 ings, for the transaction of the business of the company.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-first day of May, Anno Domini one  
 thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 892.

## A Supplement

To act to incorporate the Delaware County Passenger Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
 tatives of the Commonwealth of Pennsylvania in General Assem-  
 bly met, and it is hereby enacted by the authority of the same,*  
 Number of di- That the stockholders of the Delaware County Passenger Rail-  
 rectors reduced road Company, incorporated in and by an act, approved March  
 twenty-ninth, one thousand eight hundred and fifty-nine, shall  
 and may, at their next annual election, hereafter, and at all  
 succeeding annual elections, instead of the number of twelve  
 directors, whom they are now required, by law, to elect, elect  
 five directors; which five directors, so to be elected, shall be  
 and constitute, for all the purposes of said act, to which this  
 is a supplement, a full board of directors, of whom three shall  
 be a quorum, for the transaction of business.



SECTION 2. That the said company may run, or use, on its said road, or on any extension of the same, hereafter to be made, dummy steam engines: *Provided*, The consent of the West Chester Plank Road Company is first had and obtained.

Authorized to use dummy steam engines.  
*Providso.*

SECTION 3. Said company is hereby authorized to lay rails upon, and use, for passenger railway purposes, Forty-second street, or any street westward thereof, between Market and Chestnut street, for the purpose of connecting with the Philadelphia City Passenger Railway.

May use, for railway purposes, certain streets.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-first day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 893.

## An Act

To incorporate the Union Antiseptic Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That H. K. Smith, C. Collins, Alexander W. Nutt, C. Creag-mile, and their associates, be and they are hereby created a body politic, by the name, style and title of the Union Antiseptic Company of Philadelphia, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and shall have power to locate, for business operations, in the city of Philadelphia, or any other part of the commonwealth of Pennsylvania, (said business to be comprised in that of compounding certain chemical substances, and disposing of, or using, the same, as an antiseptic process, for the improvement and preservation of all kinds of timber, and preventive from decay, mildew, or rot; the same process also applies, with the same advantage, to canvas, rope and cordage, of every variety,) and to use, store, and traffic in, the commodities above alluded to, as shall be necessary for the successful prosecution of their business.

Corporators.

Title.

Privileges.

Business.

SECTION 2. That the said company shall have power to make such by-laws, as they may deem proper, to enable them to carry out the objects of the corporation, and the same to

By-laws.

- alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their business and property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed.
- Proviso.
- Seal.
- Certificates of stock.
- Election of managers.
- Agencies may be established.
- Principal office.
- Limitation.
- SECTION 3. That the corporators, named in this act, shall elect persons to serve as managers of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.
- SECTION 4. That it shall be lawful for said company to establish agencies for the business and process of the company, wherever their business shall demand; their principal business office to be located, as aforementioned, at Philadelphia.
- SECTION 5. That the provisions of this act shall continue in force for twenty years.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The seventh day of June, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 894

## An Act

To incorporate the Leinaw Oil Company.

- SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Corporators.
- Title.
- Seal.
- That Lewis H. Plum, Lewis C. Cassidy, J. Wesley Miller, William B. Mann, George De Haven, junior, Thomas Ashton, John L. Lee, M. D. Peter, A. B. Weidener, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in deed and in law, by the name, style and title of the Leinaw Oil Company, and as such, shall have perpetual succession, and all the privileges and franchises incident to a corporation; and may make and have a common seal, and alter and renew the same, at pleasure; and shall be

capable of taking, in fee simple, or for less estate, lands, or oil territory, in any state, or territory, of the United States : *Authorized to hold lands.*  
*Provided,* That said company shall not, at any time, hold *Limitation.*  
 more than five hundred acres in the state of Pennsylvania.

SECTION 2. That said company may carry on the business *Privileges.*  
 of procuring and preparing for market petroleum, or rock oil, and of selling and disposing of the same, in the crude, or manufactured, state ; and may erect and own all suitable buildings and machinery for such business.

SECTION 3. The capital stock of said company shall be five *Capital stock.*  
 hundred thousand dollars, divided into shares of fifty dollars each ; every share of stock shall entitle the owner thereof to one vote, at all meetings of stockholders, or elections, author- *Votes.*  
 ized by said company, or by law.

SECTION 4. That said company shall have power to regulate the issue of stock and the transfer thereof, and make such *Issue and trans-  
fer of stock,  
relative to.  
By-laws.*  
 by-laws as may, from time to time, be necessary for the proper ordering of the business of said company.

SECTION 5. That the affairs of said company shall be managed and conducted by a president and not less than three *Officers, elec-  
tion and quali-  
fications of.*  
 directors, to be elected annually, on the first day of June ; and the officers, so elected, shall continue in office until their successors are elected ; no person shall be eligible to the office of president, or director, who does not own, in his own right, at least twenty shares of the capital stock ; and if any person, so elected, shall, during his term of office, cease to be the owner of at least twenty shares of the capital stock, he shall, thereupon, cease to be a director, and the board may declare his office vacant, and elect another stockholder to fill the vacancy.

SECTION 6. This corporation shall pay, into the treasury of *Bonus.*  
 the commonwealth, a bonus of one-half of one per centum, on the capital stock hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends *Tax on divi-  
dends*  
 as is, or may be, provided by law ; and the stockholders of said company shall be individually liable for all debts due me- *Individual lia-  
bility.*  
 chanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The seventh day of June, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 895.

## An Act

To incorporate the Schuylkill Valley Iron Company.

Corporators.	<p>SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i></p> <p>That Isaac Eckert, John M'Manus, James M'Carty, William M'Ilvaine, Levi B. Smith, Isaac M'Hose, J. V. Craig, Henry S. Eckert, James Millholland, Horatio Trixler, H. H. Muhlenberg, G. A. Nicholls, J. Dutton Steele, Thomas Addison, David Benson, David M'Knight, Jos. L. Strichter, George Leech, Jno. M'Knight, Wm. M. Hiester, Edward M. Clymer, Henry Hunter, Edward Brooke, George Brooke, Edward Bailey, David E. Stout, Wm. H. Clymer, John S. Pearson, Edward Wallace, John Kissinger, Philip Bashong, Jas. F. Smith, Frederick Lauer, Jacob Bushong, Wm. Krick, D. B. Fisher, Henry Bushong and William Richards, or some of them, and such other persons as shall be associated with them, and their successors, be and the same are hereby erected into a body corporate and politic, by the name, style and title of the Schuylkill Valley Iron Company, with a capital stock of five hundred thousand dollars, with power to increase the same to ten hundred thousand dollars, to be divided into shares of one hundred dollars each.</p>
Title. Capital stock.	
Location.	<p>SECTION 2. That this corporation, to be located at, or near, the city of Reading, in the county of Berks, and state of Pennsylvania, shall, by the name, style and title aforesaid, have succession, and a common seal, with power to alter the same, at pleasure, and shall, also, have power to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere, and to appoint all necessary agents and assistants, and to erect and construct all such buildings, works, machinery, and improvements of every description, and generally shall have all the rights, powers and privileges, necessary to, or advantageous in, carrying on, managing, developing and extending the business of manufacturing iron, and other metals, in all the various branches of such manufacture, whether from the ores, or otherwise, as they may deem desirable, and generally to make anything which can be made of iron, or other metals, and vend, sell and dispose of all such materials, and manufactured articles, as they may deem proper, or necessary, in the prosecution of their business; and, for these purposes, shall have power to purchase and hold, in fee simple, under lease, or otherwise, such an amount of land as they may deem necessary, not exceeding three thousand acres, and to purchase and hold such other property as may, in their opinion, be necessary, or convenient,</p>
Seal. Powers and privileges.	



for the prosecution of their business, and to sell such portions of their property as they may, from time to time, think proper; the powers and privileges, given in this act, shall not be construed so as to authorize the said corporation to exercise any banking privileges whatever.

SECTION 3. That a committee of five, appointed at a meeting of the corporators, may proceed to open books, for subscription to the capital stock of the said company, at Reading, or elsewhere; and when two hundred thousand dollars shall have been subscribed, and at least one-fourth of that sum paid in, notice thereof, verified by oath, or affirmation, shall be given to the governor of this state, and this act shall go into effect.

SECTION 4. The affairs of said company shall be managed by seven directors, one of whom shall be president, and a majority have power to act; which said directors shall be chosen by the stockholders; the first election to be held, within sixty days after this act shall take effect, as aforesaid; of which election public notice shall be given, at least two weeks previously thereto, in two, or more, newspapers, published in the county of Berks; and the subsequent elections shall be held at the annual meetings of the stockholders, which shall take place at the office of the company, or other suitable place, at such time, in each year, as may be fixed upon by the stockholders, at their first meeting; which time may be changed by the action of the stockholders, at any annual meeting; of which said annual meetings and elections notice, as above described, shall be given: *Provided*, That in case of failure to hold an election, under this act, the former directors shall continue in office until their successors be duly elected; which must be, within six months from the time of such failure.

SECTION 5. That the election for directors shall be held by ballot, and each stockholder shall be entitled to vote, according to the number of shares held, in the following ratio, viz: for each share, not exceeding two shares, one vote; for every two shares, above two, and not exceeding fifty, shares, one vote; for every four shares, above fifty, and not exceeding one hundred, one vote, and for every six shares, above one hundred, one vote; no share shall confer the right of voting, while any instalment is due thereon and unpaid, nor which shall have been transferred, within three months from the day of election, nor unless *bona fide* held by the person, in whose name it appears, in his own right, or in that of his wife, or as executor, administrator, trustee, or guardian; and all votes by proxy shall be on the terms and conditions, prescribed by the several acts of assembly regulating proxies.

SECTION 6. That the said corporation shall not, at any time, contract debts, exceeding three times the capital stock paid in, but may, within this limit, borrow money and create indebtedness, in such way and manner as the board of directors may deem necessary, for the prosecution and management of their business, and issue the securities of the said company therefor, in such form and manner, and payable in such places, as they may deem proper, at a rate of interest, not exceeding seven per cent., and dispose of such securities, in such manner, and

Prohibition.

Subscriptions to stock, relative to.

When act to take effect.

Management.

First election of directors.

Notice.

Annual meeting of stockholders.

Failure to hold election, relative to.

Mode of conducting elections, &amp;c.

Authorized to borrow money and issue securities therefor.

- in such places, as the board of directors may direct: *Provided*, That such securities shall not be issued in sums beneath one hundred dollars.
- Proviso.** SECTION 7. That this corporation may make all needful rules, by-laws and regulations, for the good government of its affairs: *Provided*, The same be not repugnant to the constitution and laws of the United States, or of this state.
- By-laws.**
- Proviso.** SECTION 8. That the stock of this corporation shall be transferable, agreeably to the by-laws adopted by the company; and all transfers shall be entered on the stock books of the company, which shall be open at their office, in Reading, at all times, to the inspection of any officer, stockholder, or creditor, of this corporation; no stock shall be transferred, upon which an instalment shall be due, and unpaid, unless with the written consent of the board of directors; any stockholder, or stockholders, who shall neglect, or refuse, to pay any instalment called for, on the share, or shares, of stock, held by him, or them, within sixty days after having been served with notice that it is due, and unpaid, shall forfeit the said stock to the company.
- Transfers of stock, relative to.**
- Stock may be forfeited for non-payment of instalments.** SECTION 9. That subscriptions to the capital stock of the said company may be paid, by the subscribers, by the transfer, or sale, of any real and personal estate, or either, of any description, to the said company, which may be useful, necessary, or appropriate, to the prosecution of their business; which said real, or personal, estate, shall be taken at a *bona fide* cash valuation, approved by the board of directors, or by a majority of the stockholders.
- Subscriptions, how payable.** SECTION 10. That dividends of so much of the profits as the directors may think advisable shall be declared on, or as soon after, the settlement of the books, on the first days of January and July, in each year, as may be, and be paid to the stockholders, or their legal representatives, at any time, on demand, after the expiration of twenty days from such declaration; but the dividends shall, in no case, exceed the amount of net profits actually acquired by the company, as exhibited by the books and accounts; and if the directors shall make a dividend, of more than the net profits, as shown by the books of the company, the directors, consenting thereto, shall be liable, to the company, in their individual capacity, for the excess so divided and paid.
- Dividends.** SECTION 11. That the said company shall, annually, on, or soon after, the first day of January, in each year, make a return, attested by the oath of the president, or secretary, of the amount of stock paid in, the number of acres of land owned by the company, the number of furnaces and other works erected and used by them, and the quantity of iron, of all kinds, made by them, during the current year; which return shall be sent to the secretary of this commonwealth, who shall present the same to the legislature.
- Annual return to be made to the secretary of the commonwealth.** SECTION 12. The board of directors shall, at each annual meeting of the stockholders, present to them a statement of the actual condition and future prospects of the company, together with detailed statements, showing the amount, nature
- Directors to present to the stockholders certain statements, annually.**

and character of the expenditures of the past year, and the prospective expenses, or outlay, of the then coming year, and generally shall so inform them, by a written report of their proceedings during the year, as to enable them to understand, as far as possible, the exact condition of the company; and all the books and accounts of the company shall be, at all times, open to the stockholders of the same.

SECTION 13. That existing corporations may subscribe for the stock, or purchase the securities, of this company, with the like voice in its management, through the elections, as is given to individual stockholders, by this act; such subscribing corporations being represented at such elections, or at its meetings, by such person, or persons, as they may legally appoint, for that purpose.

Other corporations may subscribe to stock, &c.

SECTION 14. That it shall and may be lawful for said company to construct and operate a railroad, or railroads, with branches, to connect their lands and works with the Philadelphia and Reading railroad and its branches, or with any other railroad now, or hereafter to be, built, in Berks county, and to make and construct such sluices, basins, wharves, canals and other fixtures and improvements, as may be necessary to connect their said lands and works with the works of the Schuylkill Navigation Company, or with any other canal, now made, or to be made, in said county: *Provided*, That in the construction of the same, they do not violate the chartered privileges of the companies, with whose works they may propose to make such connections: *And provided*, That in making them, they shall enjoy all the rights and privileges, and be subject to all the limitations and restrictions, contained in the general laws relating to canal and railroad companies, now existing: *And provided further*, Such railroads, or canals, shall not exceed three miles in length.

May construct railroads, with branches, to connect with other roads, &c.

Proviso.

Subject to.

Limitation.

SECTION 15. That the said corporation shall pay, to the state treasurer, for the use of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in equal, annual, payments, of one thousand dollars each; the first of which shall be made on the first day of January, next ensuing the organization of the company, in accordance with the provisions of this act, and such other taxes as are now, or may hereafter be, imposed, by law, on corporations; and the stockholders shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials, machinery and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three.

Bonus.

Individual liability.

SECTION 16. That this charter shall continue in force for the term of twenty years, from the date of its approval, and no longer, unless extended by an act of the legislature; and the legislature reserves the right to amend, alter, or repeal it, at any time; in such manner, however, as shall not do injus-

Charter to continue for twenty years.

Reservation.



tice to the stockholders, nor to any individual thereof, nor to any creditor of the same.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-first day of June, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 896.

## An Act

To increase the capital stock of the Allentown Bank.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Increase of capital stock authorized.

That the Allentown Bank shall have the right to increase its capital stock, by adding thereto any sum, not exceeding two hundred thousand dollars, in shares of fifty dollars each.

Additional stock to be divided among present stockholders.

**SECTION 2.** That the additional capital stock, hereby authorized, shall be divided among such of the present stockholders as may elect to take the same, upon sixty days' notice, by advertisement, once a week, in at least two newspapers, published in the county of Lehigh, according to the number of shares held by them, respectively; and if any of said increased stock shall not be so taken, by the said stockholders, the same shall be sold by the said bank, by public sale, at auction, to the highest bidder, in quantities not exceeding one thousand dollars: *Provided*, That such additional stock shall be paid for, at such times, and in such manner, as the board of directors shall determine: *Provided*, That the said bank shall pay, into the state treasury, a bonus of one-half of one percent., on such increased capital.

Whatever is not taken by stockholders shall be sold.

Proviso.

Bonus.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The eighteenth day of June, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 897.

## An Act

To extend and renew the charter of the Farmers' and Drovers' Bank of  
Waynesburg.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Farmers' and Drovers' Bank of Waynesburg be and the same is hereby extended and renewed, for the term of five years, from the expiration of the present charter, with all its present rights and privileges; and the president and directors shall, within six months after the passage and approval of this act, file, in the office of the secretary of the commonwealth of Pennsylvania, the written acceptance of stockholders, possessing a majority of shares issued; and the said bank shall be subject to all the provisions of an act, entitled "An Act regulating banks," approved the sixteenth day of April, Anno Domini one thousand eight hundred and fifty, and the several supplements thereto.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The eighteenth day of June, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 898.

## An Act

To extend the charter of the Bank of Pittsburg.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Bank of Pittsburg be and the same is hereby extended and continued for the term of five years, from the expiration of its present charter, subject to all the restric-

tions and provisions, and with all the immunities and privileges, contained in an act, entitled "An Act regulating banks," approved the sixteenth day of April, one thousand eight hundred and fifty, together with the supplements thereto, and subsequent modifications thereof.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The eighteenth day of June, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 899.

## An Act

Relating to the Philadelphia and Erie Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall and may be lawful for the Philadelphia and Erie Railroad Company to take and appropriate such property, however occupied, as they may deem expedient, for the use and construction of depots, sidings, turn-outs, water-ways, work-shops and other improvements, along, or immediately connected with, their line, that may, in their opinion, be needful for the prosecution of the business to be done on the said Philadelphia and Erie railroad: *Provided always*, That the full amount to be paid for the property, so taken, shall be assessed, paid for, or secured, as provided by the charter of the Philadelphia and Erie Railroad Company; and all laws, inconsistent herewith, be and the same are hereby repealed.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The twenty-second day of July, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 900.

## An Act

For the relief of Charles Hughes, a citizen of Blair county.

WHEREAS, The commonwealth of Pennsylvania, through their agent, T. G. Pomroy, sold to the Cambria Iron Company, by articles of agreement, dated the thirty-first day of August, eighteen hundred and fifty-four, all rails, spikes and other wrought iron, from the old Portage railroad, at the rate of fifty dollars per ton, and all chairs and other castings, at the rate of thirty dollars per ton; and on the twenty-first day of May, eighteen hundred and fifty-five, the said Cambria Iron Company, having leased their entire works and sold their entire stock of personal property to Messrs. Wood, Morrell and Company, and on the same day, transferred the above contract with the commonwealth of Pennsylvania, for the purchase of the old iron on the Portage railroad, to the said Wood, Morrell and Company:

*And whereas*, Wood, Morrell and Company, on the second day of September, eighteen hundred and fifty-six, sold to Charles Hughes, of the county of Blair, ten tons of old railroad iron, at fifty dollars per ton, for which said ten tons, so purchased, said Hughes paid to Wood, Morrell and Company the sum of five hundred dollars; that on the same day, to wit: the second day of September, eighteen hundred and fifty-six, Wood, Morrell and Company gave to said Hughes an order, in writing, on General William S. Callaghan, then superintendent of the Allegheny Portage railroad, to deliver to said Hughes ten tons of old Portage railroad iron, but, for some cause, or other, the iron never was delivered to said Charles Hughes:

*And whereas*, Wood, Morrell and Company did account to the commonwealth of Pennsylvania for the said sum of five hundred dollars, paid by said Hughes to them:

*And whereas*, Afterwards, the said Portage railroad, as part of the main line of public improvements, from Philadelphia to Pittsburg, was sold to the Pennsylvania Railroad Company, and said company took up all the railroad iron then remaining on said Allegheny Portage railroad, so that said Hughes never received the ten tons, purchased from Wood, Morrell and Company, and thus the commonwealth holds the said sum of five hundred dollars, belonging to said Charles Hughes, without equivalent therefor:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay to Charles Hughes, a citizen of Blair county, or to his certain attorney, or agent, the sum of five hundred dollars,

paid, on the second day of September, eighteen hundred and fifty-six, to Wood, Morrell and Company, out of any moneys in the treasury, not otherwise appropriated: *Provided*, That this claim be and is hereby referred to the attorney general, for examination; and if, on full hearing of the parties and their evidence, he shall certify to the auditor general and state treasurer, that the same is a just claim against the commonwealth, it shall then be paid, as aforesaid, but not otherwise.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 901.

## An Act

To authorize A. J. Dietrick, administrator of George H. Dietrick, deceased, late of Luzerne county, to convey certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. J. Dietrick, administrator of George H. Dietrick, late of Luzerne county, in the commonwealth of Pennsylvania, deceased, be and he is hereby authorized and empowered to convey, by deed, or deeds, duly executed, to the purchaser thereof, any real estate, wherever situated, which the said George H. Dietrick owned, or held, in his lifetime, and which he may have in any manner agreed to sell, or convey, but died without having made such conveyance; and the administrator, as aforesaid, is hereby further authorized and empowered to sell, at public, or private, sale, for the best price that can be obtained for the same, and convey to the purchaser thereof, by deeds, properly executed, any real estate which the said George H. Dietrick may have owned, or held, situated in the township of Plymouth, and county of Luzerne, at the time of his death, which he may not have agreed to sell, or convey; he, the said administrator, first giving security, in such sum, amount and manner, as the orphans' court of Luzerne county shall direct and approve, for the faithful performance of his trust, and the payment of the proceeds of such sales and conveyances to the heirs of the said George H. Die-



trick, or such persons as may be legally entitled to the same, after deducting the expenses of executing his trust, under this act.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 902.

## A Supplement

To an act to incorporate the Potter County Forest Improvement Company, approved May first, Anno Domini eighteen hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Potter County Forest Improvement Company be and are hereby authorized to hold any quantity of land, not exceeding five hundred acres, in the counties of Lycoming and Clinton, for the purpose of building mills, lumber depots, and so forth, and the same to lease, sell, or otherwise dispose of, as said company may deem proper.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 903.

## An Act

To incorporate the Humboldt Petroleum Works.

Corporators.	<p>SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That John E. Bruns, Louis Ludovici, Frederick W. Jones, Rudolph Ludovici and Julius Ludovici, and their associates, are hereby created a body politic and corporate, under the name, style and title of the Humboldt Petroleum Works; which company shall have the right and power to purchase, receive and transport to market, sell and make acceptances, or advances upon, or shipment of, mineral oil, and all other articles connected with the production, and transportation to market, of such mineral oil, and other similar products; and to appoint agents, and establish agencies, for the purposes aforesaid; and to purchase, lease, or otherwise hold and use any quantity of land, not exceeding five hundred acres in all, which the said company may deem necessary for the business aforesaid, and the right to sell, lease, or otherwise dispose of the same, and its products.</p>
Title. Powers and privileges.	
Capital stock.	<p>SECTION 2. That the capital stock of said company shall be two hundred and fifty thousand dollars, divided into five hundred shares, of five hundred dollars each; and the said company is hereby declared and made capable, in law, to sue and be sued, implead and to be impleaded, to have a common seal, and the same to alter, at pleasure, to sell and convey their real estate, and to purchase, hold and sell such personal property as may be necessary to promote the objects of the company.</p>
Seal Authorized to sell their real estate, &c. Management.	<p>SECTION 3. That the affairs of said company shall be managed by a board of not less than three, nor more than nine, trustees, one of whom shall be the president, who shall be designated by the trustees; the first board of trustees shall consist of the said Louis Ludovici, Frederick W. Jones and Julius Ludovici; and after the first year, elections shall be held, annually; of which notice shall be given, at least two weeks, in one newspaper, published in Oil City, stating the time and place thereof; all elections shall be by ballot, and every share of stock, on which all required instalments shall be paid, shall entitle the holder thereof to one vote, either in person, or by proxy: <i>Provided</i>, That in case of failure to hold an election, under this act, the former trustees shall continue in office, until their successors be duly chosen; and in case of resignation, or death, of the president, or any trustee, the remaining trustees shall elect a person, to serve until their successors are duly chosen.</p>
First board of trustees Elections to be held annually.	
Votes. Failure to hold election, relative to.	
Stock transferable.	<p>SECTION 4. That the stock of said company shall be transferable, agreeably to the by-laws, which may be adopted by</p>

the trustees; and that dividends may be declared and paid, Dividends.  
whenever the trustees deem it advisable; but said dividends shall, in no case, exceed the amount of the actual net profits acquired by the corporation; and if the trustees shall make a dividend of more than the actual net profits, the trustees, consenting thereto, shall, severally, be liable to the corporation, in their individual capacities, for the excess so divided and paid.

SECTION 5. That this act shall not take full effect, until five When act to take effect.  
hundred shares shall have been subscribed for, and at least one-half of that amount have been actually paid for, in cash; of which a statement, containing the names of the subscribers, and the amount subscribed for by each, shall be given to the governor, to be filed in the office of the secretary of the commonwealth; whereupon, the governor shall issue letters patent, Letters patent.  
to the said corporators, under the name, style and title aforesaid.

SECTION 6. The said corporation may issue bonds, bearing May issue bonds.  
a rate of interest, not exceeding ten per centum per annum, with, or without, a clause, making them convertible into the stock of the company, at the option of the holder, and with power to sell the said bonds, at their market value, notwithstanding said market value may be less than par, and which bonds may be secured, by mortgages of the property and franchises of the company; but no bond shall be issued for a less sum than one hundred dollars.

SECTION 7. This corporation shall pay, into the treasury of Bonus.  
the commonwealth, a bonus of one-half of one per centum, on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends Tax on dividends.  
as is, or may be, provided by law; and the stockholders of said company shall be individually liable, for all debts due me- Individual liability.  
chanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

SECTION 8. That the legislature reserves the right to alter, Reservation.  
amend and repeal this charter, at any time; in such manner, however, as that no injustice shall be done to the stockholders; and this charter shall extend for a period of twenty Limitation.  
years.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 904.

## A Supplement

To an act to incorporate the Chapman Slate Company, approved March twenty-ninth, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Chapman Slate Company may, by a vote of the board of directors, increase its capital stock to any amount, not exceeding one million of dollars: *Provided,* That the same bonus shall be paid to the state, upon any increase of capital, as is required by the original act, and payable in equal, yearly, instalments.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 905.

## Supplement

To the act to incorporate the Farmers' Railroad Company of Venango County.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso to the third section of the act of assembly of this commonwealth, entitled "An Act to incorporate the Farmers' Railroad Company of Venango County," be and the same is hereby repealed.

Repeal of certain proviso.

Authorized to borrow money and issue bonds

SECTION 2. That the Farmers' Railroad Company of Venango County be and they are hereby authorized to borrow money, and issue bonds, as provided in the second section of



the act incorporating said company, not to exceed the sum of **Limitation.**  
twenty-five thousand dollars, on each mile of said road.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one  
thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 906.

## An Act

Relative to the South Pennsylvania Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall and may be lawful for the annual meetings, for election purposes, of the stockholders of the South Pennsylvania Railroad Company, to be holden upon any day, between the first day of January and the first day of August, in each succeeding year, due and timely notice of such day having been previously given, as now provided for by law.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one  
thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 907.

*An Act*

Authorizing the Auditor General to examine the claims of Walter Graham, against the commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby authorized and required to examine the claims, now held by Walter Graham, against the commonwealth, for labor done upon the Juniata division of the Pennsylvania canal, and report the amount due by the said commonwealth, if any, to the state treasurer, who is hereby authorized and required to pay the same, out of any money in the treasury, not otherwise appropriated.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 908.

*An Act*

To change the venue of certain suits from Dauphin to Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That three certain actions, now pending in the court of common pleas of Dauphin county, against Archibald Wieting, being numbers twenty-two, twenty-three and twenty-four, of November term, one thousand eight hundred and sixty-two, be and the same are hereby removed and transferred to the court of common pleas of Lancaster county, to be there tried, at one of the regular terms of said court, in the same manner as if they had been originally instituted in the last named court; and the record of said actions shall be certified, by the

said court of common pleas of Dauphin county, to the said court of common pleas of Lancaster county, for trial, aforesaid; and on final judgment, such writs of execution shall be issued, as may be necessary to carry the same into full effect: *Provided*, That said final judgments shall be subject to writs of error to the supreme court, as in other cases: *And provided also*, That before the change of venue, hereby authorized, shall be made, said Archibald Wieting shall give security to pay all the additional mileage, and the additional costs, caused by said removal, more than if the same had been tried in the county of Dauphin.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 909.

## An Act

To incorporate the Clarion Land and Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That David Lawson, W. W. Barr, R. B. Brown, William J. Reynolds, J. W. Coulter, P. W. Raymond, R. Lewis Eckel, S. McCormick, J. C. Duhadaway, W. H. Kemble, H. E. Zimmerman, Frank D. Barnes, their associates, successors and assigns, be and they are hereby created into a body politic and corporate, under the name, style and title of the Clarion Land and Improvement Company, with power to alter the same, at pleasure; by which name, they shall have perpetual succession, and enjoy all the privileges pertaining to a corporation, under the laws of this commonwealth. Corporators.

SECTION 2. That the said company may hold, possess and enjoy, to them and their successors, any real estate, in the counties of Clarion, Elk, Forest, Jefferson, Venango, Mercer and Lawrence, not exceeding five thousand acres; and may mine for coal, oil and other minerals, cultivate and improve the same, and erect any buildings thereon; and, from time to time, may sell, grant, demise, alien, or dispose of the same, or any part thereof, in fee simple, or for any less estate; and Powers and privileges.

Capital stock.	the said company shall have the same rights, respecting the said land, and the division of the same into shares, as are granted to the joint owners of mineral lands, by the third section of the act of the twenty-first of April, one thousand eight hundred and fifty-four: <i>Provided</i> , The capital of said company shall be limited to two hundred thousand dollars, with power to increase the same to five hundred thousand dollars, by the board of directors; which said increase must be approved by the vote of a majority of the stockholders: <i>Provided further</i> , That the said company shall pay, to the commonwealth, a bonus of one-half of one per cent., upon the capital stock, in four equal payments.
Bonus.	<p>SECTION 3. That the affairs of said company shall be managed by a board of five directors, to be elected, from time to time, by the stockholders, to serve one year, and until their successors are duly chosen; in all elections, each share of stock shall entitle the holder thereof to one vote, either in person, or by proxy; but no person shall be eligible, as a director, who is not the owner of at least fifty shares of stock; the directors shall elect one of their number president of the board, shall appoint such other officers and agents as the business of the company may require, and make by-laws, subject to the approval of the stockholders, fix the time, place and manner of conducting the annual elections, and the general business of the corporation, herein named.</p> <p>SECTION 4. The said company shall have the right to construct a railroad, or railroads, from any of their said lands, to connect with any road, or roads, in the said counties, now built, or hereafter to be constructed, or to any navigable stream, subject to the provisions of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine: <i>Provided</i>, The said roads do not exceed twenty miles in length; and shall have power to issue such bonds, not exceeding the capital stock, as may be necessary to carry this act of incorporation into effect: <i>Provided</i>, The gauge of said railroad, or railroads, shall not exceed four feet ten inches in width: <i>Provided further</i>, That the stockholders of said company shall be individually liable to workmen, laborers and mechanics, employed in its mining operations, and for supplies, furnished for the same; and shall, also, pay such taxes as are now, or may hereafter be, imposed, by law, on similar corporations.</p>
Directors, election of, &c.	
Votes. Eligibility of directors.	
Officers. By-laws.	
Authorized to construct railroads.	
Subject to.	
Limitation.	
May issue bonds.	
Gauge of roads.	
Individual liability.	

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 910.

*Supplement*

To an act to incorporate the Lee Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital stock of the Lee Coal Company, incorporated by act of assembly, approved the twenty ninth day of September, Anno Domini one thousand eight hundred and sixty-three, shall be increased to one hundred and fifty thousand dollars, divided into seven thousand five hundred shares, of twenty dollars each; and anything inconsistent herewith, in said act of incorporation, shall be and the same is hereby repealed: *Provided*, That the amount of capital stock, authorized by the original act, and also the increase, authorized by this supplement, shall be subject to the usual tax on capital stock, and the increase, now authorized by this supplement, to the usual bonus on capital stock, of one half of one per cent.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The eighteenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 911.

*An Act*

To incorporate the North American Oil Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Richard Woods, S. G. Wright, J. B. M'Williams, John H. Orvis, W. S. Woods, F. Wright and D. J. Adams, or a majority of them, be and they are hereby appointed commissioners, to open books, receive subscriptions, and organize a

Commissioners.

<b>Title.</b>	company, under the name, style and title of the North American Oil Company; and the said company is hereby declared and made capable in law, to sue and be sued, to plead and be impleaded, to have a common seal, and have all the other rights, powers and privileges of a corporation.
<b>Seal.</b>	
<b>Capital stock.</b>	SECTION 2. That the capital stock of said company shall consist of twenty-five thousand shares, of twenty dollars each; and the said company shall have the power, from time to time, to increase said capital stock to any amount, not exceeding one hundred thousand shares: <i>Provided</i> , This corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided, by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three.
<b>Bonus.</b>	
<b>Tax on dividends.</b>	
<b>Individual liability.</b>	
<b>Subscriptions to stock, relative to.</b>	SECTION 3. That the commissioners, hereinbefore named, or a majority of them, are hereby authorized, after giving three weeks' public notice of the same, in one newspaper, published in Venango county, to open books, in the borough of Oil City, and receive subscriptions to the capital stock of said company; and the same to keep open, from day to day, Sundays excepted, between the hours of ten o'clock, A. M., and three o'clock, P. M., until stock, to the amount of at least fifty thousand dollars, shall have been subscribed, and ten per centum of the amount subscribed shall be paid, by the subscriber, at the time of his making said subscription; and that the balance, due upon the stock, shall be paid, at such times and in such manner, as the board of directors shall prescribe; and if any stockholder shall neglect, or refuse, after thirty days' notice, to pay his said stock, the same may be sold by the directors, at public sale, after ten days' notice thereof.
<b>When letters patent to be issued.</b>	SECTION 4. That when not less than two thousand shares shall have been subscribed, as aforesaid, and the one-half thereof shall have been actually paid in, the commissioners, herein named, or a majority of them, may certify the same to the governor, accompanied by a statement, containing the names of the subscribers, and the amount so subscribed, and paid, by each, to be filed in the office of the secretary of the commonwealth; whereupon, the governor shall issue letters patent to the said subscribers, as corporators in said company.
<b>Election of directors.</b>	SECTION 5. That the affairs of said company shall be managed by a board of five directors, one of whom shall be president, to be chosen by the board; the election of directors shall be held, annually, at the principal office of the company, at such time as may be determined on by said company; all elections shall be by ballot, and every share of stock shall be entitled to one vote.
<b>Votes.</b>	

SECTION 6. That the said company shall have the right and power to make all needful rules, regulations and by-laws, for the government of said company, not inconsistent with the constitution and laws of this commonwealth; to purchase, receive, transport to market, sell, and make acceptances, or advances upon, or shipment of, mineral oil, and all other articles connected with the production, and transportation to market, of such mineral oil; to appoint agents, and establish agencies, for the purposes aforesaid; to purchase, lease, or otherwise hold and use, any quantity of land, not exceeding one thousand acres in all, which the company may deem necessary for the business aforesaid, and the right to sell, lease, or otherwise dispose of, the same, and its products. By-laws.  
Powers and pri-  
vileges.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The eighteenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 912.

## An Act

To amend an act incorporating the Central Coal Company, approved the tenth day of April, Anno Domini one thousand eight hundred and fifty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital stock of said company may be increased, as the directors may determine, from time to time, to one million of dollars; and the said company shall, from time to time, as often as they increase said stock, pay to the commonwealth a bonus of one-half of one per cent on the said increase; and and the said company shall have the right of perpetual succession, the legislature reserving the right to alter and amend the same, as they may determine.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The eighteenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 913.

**An Act**

To incorporate the Sandy Lick Railroad Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Corporators.** That James B. Graham, George L. Reed, A. K. Wright, Samuel Mitchell, Jonathan Boynton, James T. Leonard, John F. Weaver, Daniel W. Moore, Thomas J. McCullough, A. C. Finney, William Bigler, A. M. Hills, A. H. Shaw, William W. Barr, Jacob Black, John E. Carroll, J. G. Hartswick, their associates, and assigns and successors, be and they are hereby constituted a body corporate and politic, by the name of the Sandy Lick Railroad Company, with a capital of five thousand shares, of fifty dollars each, with the right to increase the same to twenty thousand shares, of fifty dollars each; and

**Name.** said company shall have power and authority to lay out and

**Capital.** construct a railroad, from the westerly end of the Tyrone and Clearfield Railroad, thence by the nearest and best route, to Brookville, Jefferson county, and thence to the Allegheny river:

**Construction of railroad authorized.** *Provided,* The said company shall be subject to the provisions and restrictions of the act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as the same are not altered, or supplied by this act: *And provided further,* That the gauge of said railroad shall not exceed four feet ten inches.

**Route.**

**Subject to.**

**Gauge.**

**May borrow money and issue bonds therefor.** **SECTION 2.** That the said company shall have the right to borrow any sum of money, not exceeding seven hundred thousand dollars, to issue bonds therefor, with, or without, coupons attached, and the directors of said company shall have power to secure the same by mortgage, and may make the rate of interest, upon said bonds, seven per centum per annum.

**Organization, &c., relative to.** **SECTION 3.** The said company may be organized, and books opened for the procuring of stock, by a majority of the corporators, named in the first section, at the borough of Clearfield, at a time to be fixed by any three of them, giving five days' notice of the time and place of meeting, to the remaining corporators.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

**APPROVED**—The eighteenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 914.

## An Act

To incorporate the Mineral Railroad and Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That O. W. Barnes, R. D. Barclay, Samuel S. Moon, J. V. Elwell, Edward Miller and C. B. Barclay, citizens of Penn- Corporators.

sylvania, and such other persons as they may associate with them, their successors and assigns, be and the same are hereby erected into a body politic and corporate, in deed and by law, with all the powers and privileges incident to, and by law pertaining to, a body politic and corporate, by the name, style and title of the Mineral Railroad and Mining Company, with

a capital of one million dollars of stock, in shares, not exceeding fifty dollars each, and with power to create and issue bonds, to the amount of five hundred thousand dollars, at a rate of interest, not exceeding seven per cent., and secure the same, by mortgage upon their property and franchises, or any part thereof: *Provided*, That no bond shall be issued for a less sum

Title.  
Capital.  
Authorized to  
issue bonds, se-  
cured by mort-  
gage.  
Proviso.

than one hundred dollars: *Provided further*, That the directors of said company, who shall not exceed seven in number, may, from time to time, so increase their capital stock and bonds, as to them may seem needful, to provide for the interests of the company, paying, to the state treasurer, for the use of the commonwealth, one-half of one per centum upon the amount of capital paid in, in four equal, annual, payments, after the issuing of the said letters patent, and a like per centum on any increase, in a like ratio; after such increase, subscriptions to the stock may be paid, in whole, or in part, in real estate, appropriate to the business of the company; and the said stock may be subscribed for, purchased and held, by any company, incorporated by the laws of this commonwealth.

Directors may  
increase capital  
stock and bonds  
  
  
  
  
  
Bonus.  
Subscriptions,  
how payable,  
&c.

SECTION 2. That the said corporation may purchase and hold coal and mineral lands, in the anthracite coal basins of Pennsylvania, not exceeding, at any one time, five thousand acres, with power to mortgage, sell, lease, or otherwise dispose of, the same, or any part thereof, and re-purchase other lands, in lieu thereof; and the capital of said company may be employed in purchasing, mining, vending, and transporting to market coal and other minerals, or manufacturing, vending, and transporting iron and other products; but nothing herein contained, shall be construed to authorize said corporation to exercise banking privileges.

Authorized to  
hold coal and  
mineral lands,  
&c.  
  
How capital to  
be employed.  
  
Prohibition.

SECTION 3. That the said corporation shall have full right and authority to build railroads, not exceeding ten miles in length, to connect their property with railroads now constructed, or that may hereafter be constructed; and for the purpose

May build rail-  
roads, and con-  
nect with other  
roads.

Subject to.

of constructing, using, or disposing of, said railroads, the said corporation is hereby vested with all the powers, and subject to all the limitations, of the act regulating railroad companies, approved February eighteenth, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto; and, also, shall be entitled to all the rights, powers and privileges of other general laws of this commonwealth, relating to railroad companies.

Annual report  
to be made to  
auditor general

SECTION 4. That an annual report shall be made to the auditor general of the commonwealth, in the month of January, in each year, to be, by him, filed in his office, and verified, by oath, or affirmation, of the president, secretary, or treasurer, of said company, showing the amount of capital paid in, and the number and amount of dividends declared, and paid, during the current year

Seal

SECTION 5. That the said corporation, by the name aforesaid, shall have authority to hold and use a common seal, and the same to change, alter, or amend, at pleasure; and by the name, style and title aforesaid, shall be capable, in law, to sue and be sued, before any court, or justice of the peace, in this commonwealth, and may make all needful rules and regulations, and by-laws, for the well ordering of the business and affairs of the said corporation, so that the same shall, in no wise, conflict with, or be contrary to, the laws and constitution of this commonwealth.

By-laws.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to incorporate the Mineral Railroad and Mining Company," was presented to the governor, on the fourth day of May, one thousand eight hundred and sixty-four, and was not returned, within three days after the meeting of the legislature, in extra session; wherefore, it has, agreeably to the constitution of this commonwealth, become a law in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *August 19, 1864.*

No. 915.

**An Act**

Relative to coal and mining companies.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever, by the terms of the act of incorporation, authority is given to any company, to purchase lands, for mining and selling coal, such authority shall be taken to include the leasing, or purchasing of leases, of lands, similarly situated, and for the same purposes: *Provided,* That the quantity of land, held on lease, shall be deemed and estimated as so much of the lands, authorized to be purchased.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

**APPROVED**—The thirtieth day of September, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 916

**An Act**

To incorporate the United States Mining Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Chambers M'Kibbin, William H. Barnes, William Paul, Henry E. Wallace, William H. Kemble, Abraham S. Wolf, Simon W. Arnold, Robert P. King and William V. M'Grath, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name and title of the United States Mining Company, and by the said name, shall have perpetual succession, and all the privileges and franchises incident to a corporation; may make and establish a common seal, and alter the same, at pleasure; and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands and mines.

Corporators.

Title

Seal.

Authorized to  
hold lands and  
mines.

**Proviso.** as they may lawfully acquire, in any state, or territory, of the United States: *Provided*, That the said company shall not own, in fee simple, more than five hundred acres of land in Pennsylvania.

**Privileges.** SECTION 2. That the said company may carry on the business of mining, smelting and refining silver, copper, gold, lead and other ores, except iron; and may import such ores from any other state, or country, and deal in the same; and may erect and own all suitable buildings, machinery, property and devices of every description, necessary for the said business.

**Capital stock.** SECTION 3. The capital stock of said company shall be divided into as many shares, of fifty dollars each, as shall equal, in the aggregate, the value of the property held, for the use of the said company, at the time of its organization, or thereafter acquired; and every share of stock shall entitle the owner thereof to one vote, at all elections, held by the stockholders and authorized by law: *Provided*, The capital stock of said company shall not exceed one million five hundred thousand dollars.

**By-laws.** SECTION 4. That the said company shall have power to make by-laws, regulating the issue of stock, and the transfer thereof, under the limitations mentioned in the third section of this act; and, also, all such by-laws as may be necessary, from time to time, for the proper and orderly administration of the affairs of the company.

**Election and qualifications of managers.** SECTION 5. That the affairs and business of the said company shall be managed and conducted by a board of seven managers, to be elected, annually, on the first Monday in May, and the managers, so elected, shall continue in office until their successors are chosen; no person shall be eligible to the office of manager, who does not own, in his own right, at least twenty shares of the capital stock; and if any person, so elected, shall, during his term of office, cease to be the owner of at least twenty shares of the said stock, he shall thereupon cease to be a manager, and the board may declare his office vacant, and elect another stockholder to fill the vacancy.

**Bonus.** SECTION 6. This corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts duemechanics, workmen and laborers employed by said company, and for all provisions and materials furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.  
JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The thirtieth day of September, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.



No. 917.

**A Supplement**

To an act to revive and continue in force the law graduating lands, upon which purchase money is due the commonwealth, and regulating the mode of charging interest thereon, approved March nineteenth, one thousand eight hundred and fifty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the interest on mortgages and liens, due the commonwealth, for purchase money for lands, shall be calculated in the same manner as provided for in other cases, in the first section of the act, to which this is a supplement.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fifth day of December, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

No. 918.

**An Act**

Relating to money borrowed, and bonds issued, in the county of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all moneys, heretofore borrowed, loaned to, or otherwise obtained and used, by any corporate authorities of any county, city, ward, borough, or township, for the payment of bounties to volunteers, whether bonds, notes, or certificates of indebtedness, have been issued therefor, or not, whether in the name of the corporate authorities, or individuals, shall be good and valid against such county, city, ward, borough, or township, as fully and effectually, as if the provisions of an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, Anno Domini one

thousand eight hundred and sixty-four, had been strictly and literally complied with; and all taxes, heretofore levied, or which may hereafter be levied, for the payment of such sums of money, used as aforesaid, are hereby legalized; and said authorities are hereby authorized and empowered to issue bonds for such sums of money, so used, and to levy and collect sufficient taxes, in such city, county, ward, borough, or township, to pay such moneys, so borrowed, loaned to, or otherwise obtained by, and so used, by them: *Provided*, That the provisions of this act shall apply only to the county of York.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of January, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 919.

## A Supplement

To the act to incorporate the Western Central Railroad Company, approved the second day of April, one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Western Central Railroad Company are hereby authorized to connect their branch road, down the Susquehanna river, with the Philadelphia and Erie railroad, or with the Bellefonte and Snow Shoe railroad: *Provided*, That said company shall not have the right to construct a railroad between the borough of Clearfield and Phillipsburg, if the Tyrone and Clearfield Railroad Company shall commence to grade their road, between said points, within six months, and complete the grading of at least eight miles of it, within eighteen months, from the passage of this bill; but in the event of said company building said road to Clearfield, or any part of the way, the Western Central Railroad Company shall have the right to connect with it, at its western terminature.

SECTION 2. That the annual election, for president and directors of said company, shall be held, hereafter, on the first Monday of July, in each year; and in case of a failure to elect, in any year, the preceding board shall hold over, until the next succeeding annual election, or until an election shall be ordered

Authorized to connect with certain roads.

Construction of road between Clearfield and Phillipsburg, relative to.

Time of holding election for officers changed.

by the president, on a day to be fixed by him, of which three weeks' previous notice shall be given ; and that the election for officers, held on the first Monday in July last, is hereby Certain elec-  
declared valid, and the officers shall hold their offices, as if tion legalized.  
this act had been passed and approved, prior to that date.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The tenth day of January, Anno Domini one  
thousand eight hundred and sixty-five.

A. G. CURTIN.

## CERTIFICATE.

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SECRETARY'S OFFICE,

HARRISBURG, *July 11, 1865.*

I certify, that in obedience to the directions of An Act of the General Assembly of the Commonwealth of Pennsylvania, I have collated with, and corrected by, the original rolls on file in this office, the proof-sheets of the printed copies of this edition of the Laws and Resolutions of the General Assembly, passed during the session ending the twenty-fourth day of March, 1865, including an APPENDIX, containing laws passed at the sessions of 1860, 1861, 1863 and 1864, upon which the tax has been paid subsequently to the publication of the Pamphlet Laws of 1864.

ELI SLIFER,

*Secretary of the Commonwealth.*



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